State of Arizona COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 12-099

Complainant:

No. 0308110964A

Judge:

No. 0308110964B

ORDER

A judge reported being one day late in issuing two rulings under the 60-day rule.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After reviewing the matter, the commission concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: June 29, 2012.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer Executive Director

Copies of this order were mailed to the complainant and the judge on June 29, 2012.

This order may not be used as a basis for disqualification of a judge.

2012-099

SUPERIOR COURT OF ARIZONA

County of Maricopa Central Court Building 201 West Jefferson, 6th floor Phoenix, AZ 85003-2205

APR 2 3 2012

Honorable

TELEPHONE

April 20, 2012

George A. Riemer Executive Director Commission on Judicial Conduct 1501 West Washington Street, Suite 229 Phoenix, AZ 85007

Re:

Maricopa County Superior Court Case No. FC2007-

Maricopa County Superior Court Case No. FC2001-

Dear Director Riemer:

I am writing to inform the Commission on Judicial Conduct that I issued rulings in each of the above-referenced matters one day after the sixty-day deadline. *See* Ariz. Const. art. VI, § 21.

In the matter, I took the parties' petitions to modify child custody and parenting time under advisement after an evidentiary hearing on February 16, 2012. My ruling was due on April 16, 2012. In the matter, I took the petitioner's request to relocate the parties' child to another state under advisement after an evidentiary hearing on February 17, 2012. My ruling was due on April 17, 2012.

On April 11, 2012, I learned that a longtime friend (and my old college roommate), a Madison, Wisconsin lawyer named had suddenly and unexpectedly died.

Prior to leaving for Wisconsin to attend my friend's funeral, I prepared draft rulings in both the matters. I emailed drafts of these two rulings to my courtroom clerk on Saturday, April 14th.

I traveled to Wisconsin on Sunday, April 15th, and returned late in the evening on Monday, April 16th.

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George A. Riemer **Executive Director** Commission on Judicial Conduct April 20, 2012 Page Two

The following day, April 17th, I made final revisions to the ruling in the case. The ruling was issued on the 17th, which was one day after it was due. I was unable to finalize the ruling until the following day. As a result, the ruling was not issued until April 18th, one day after it was due.

If it had not been for the unforeseen circumstance of my friend's passing, I would have been able to issue timely rulings in both cases. I regret that I was unable to do so.

Please let me know if you require additional information from me.

Very truly yours,