

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 12-270

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Complainant: No. 1452810864A

Judge: No. 1452810864B

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**ORDER**

The complainant alleged a justice of the peace improperly failed to recuse herself from his case based on personal bias.

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 information provided by the complainant, the commission found no evidence of ethical misconduct and 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: November 2, 2012.

FOR THE COMMISSION

/s/ George Riemer

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George A. Riemer  
Executive Director

Copies of this order were mailed to the complainant and the judge on November 2, 2012.

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

**CONFIDENTIAL**

State of Arizona  
Commission on Judicial Conduct  
1501 W. Washington Street, Suite 229  
Phoenix, Arizona 85007

**FOR OFFICE USE ONLY**

**2012-270**

**COMPLAINT AGAINST A JUDGE**

Your name:

Judge's name:

Date: 10/08/12

**Instructions:** You can use this form or plain paper of the same size to file a complaint. Please describe in your own words what the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times and places that will help us understand your concerns. You may attach additional pages but not original court documents. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

In case State of Arizona v \_\_\_\_\_ (CASE NUMBER: CT 2011 )  
heard Sept. 9, 2011 at Arrowhead Justice Court before  
Judge \_\_\_\_\_ the judge failed to disqualify  
herself for cause under the Arizona Code of Judicial Conduct.

The essential standard for disqualification for cause is when a judge's impartiality might reasonably be questioned. Judge impartiality is questioned because the fact is her spouse is or was a Department of Public Safety (DPS) officer. The State of Arizona in this case was represented by a DPS officer. Judge displayed a deep-seated favoritism and antagonism to make a fair judgment impossible. Her bias and prejudice showed favoritism toward the DPS officer litigant.

Judge \_\_\_\_\_ personal bias and prejudice questions her impartiality and meets the standard for disqualification for cause under the Arizona Code of Judicial Conduct. Specifically, Rule 2.11(A) and Rule 2.11(A)(1) of the ACTC.

Her violation of the ACTC also violates Arizona policy that states citizens deserve fair trials before fair judges. These standards, policies and procedures are in place to remove doubt from the integrity of the judicial process and ensure a judge is impartial and free of bias. When Judge \_\_\_\_\_ presides over cases involving DPS officers, the integrity of the process is in doubt and her impartiality and bias are evident.

(Attach additional sheets as needed)