

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-036

Judge:	No. 1462110229A No. 1462110229B
Complainant:	No. 1462110229A

ORDER

The complainant alleged a justice of the peace improperly granted a motion for summary judgment for which he did not receive notice and further alleged irregularities in the order and entry of judgment. He also claimed another justice of the peace acted improperly by failing to dismiss the lawsuit against him.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judges 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 all of the information provided by the complainant and a response from one of the judges, the commission found no evidence of ethical misconduct and concluded that the judges did not violate the Code in this case. The commission does not have jurisdiction to review the legal sufficiency of court rulings. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: May 24, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judges on May 24, 2013

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

2013-036

COMPLAINT AGAINST A JUDGE

Your name:

Date: Feb. 27, 2013

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.

including;
status
of court
case
Exhibit
3

(Essentially Illegal affidavits)
To Begin with, I will explain my complaint and attach relevant copies of court documents. (Exhibit A)

On June 23, 2012 I received this summons, complaint and affidavit from a process server. It was regarding a Best Buy credit card, opened 1-21-09 and closed 7-1-10. (Exhibit B)

Upon reading it, examining it I wrote my answer and delivered it to the court on June 27, 2012. I believe this affidavit is invalid for the reasons stated and unable to be used as an instrument in this case. A pre-trial conference was scheduled for 10-4-2012.

On 10-2-2012, I received this motion to amend complaint, confusing to say the least with new affidavit (which I believe is illegal) (Exhibit C)

I went to the pre-trial conference, reached no agreement with attorney, a trial was scheduled for April 18, 2013.

Various correspondence and legal filings have been exchanged, I'm not enclosing the entire case and it is still ongoing.

This judgment, dated 2/13/13, actually the order regarding motion for summary judgment, (Exhibit D) and envelope dated 2/22/2013 mailed 9 days later, (Exhibit 2)

I believe the motion for summary judgment (which I never received) and responded to 2/25/2013 which led to order—

I am questioning the legality of these affidavits

(Attach additional sheets as needed)

which led to this—summary judgment, I realized not final judgment. I am seeking sanction of this judge for this.

This constitutes judicial misconduct