

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

---

Disposition of Complaint 13-063

---

Judge:	No. 1045514642A
Complainant:	No. 1045514642B

---

**ORDER**

The complainant alleged a justice court hearing officer became angry with him during a small claims hearing and made a retaliatory erroneous ruling as a result.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the hearing officer 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 hearing officer 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: June 27, 2013.

FOR THE COMMISSION

/s/ George Riemer  

---

George A. Riemer  
Executive Director

Copies of this order were mailed to the complainant and the hearing officer on June 27, 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**

**2013-063**

**COMPLAINT AGAINST A JUDGE**

Your name:

Judge's name:

Date: 3/20/13

**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.

This complaint arises from a small claims complaint which I filed against an individual who damaged a space which I rented to her.

At the onset of the hearing I handed to  
a complete accounting of the monies involved and I  
explicitly indicated such to him. After listening to my account,  
he turned to the defendant and to my amazement allowed  
her to digress into matters that had nothing to do with the suit.  
It was thus immediately apparent to me that <sup>was</sup>  
not a legal professional. After some time, <sup>appar-</sup>  
ently became cognizant of his error and indicated to her  
that he wanted to return to the issue of the costs of the  
damages and to my surprise then turned to me and asked  
me for an accounting of the monies involved!

By this time my patience admittedly had worn thin and in  
a tone of reproof I said: "That is what I just said I hand-  
ed you," as I pointed to it still in his hand! My response  
clearly riled him. His body froze and his eyes locked on  
to me in a facial expression that was clearly acrimonious.  
It was thenceforth downhill for me. I had made him mad.

① In spite of a valid signed lease agreement which showed  
that the defendant has paid only a \$150 security deposit, (copy enclosed)  
arbitrarily and incorrectly chose to acquiesce to

(Attach additional sheets as needed)



Lastly, I am well aware that in legal matters the issue of credibility is at the heart of all contention. To that end I am more than willing and in fact eager to submit to a polygraph examination and I would expect the other persons involved to do the same.

Should you have any questions, please contact me at your convenience.