

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-076

Judicial Officer:	No. 1465610801A
Complainant:	No. 1465610801B

ORDER

The complainant alleged a municipal court hearing officer improperly found him guilty of a traffic violation. He further alleged the court sent notice of the hearing to his old address, which prevented him from appearing.

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. 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 9, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on May 9, 2013.

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

Dear Arizona Commission on Judicial Conduct,

Case number Case Number :

I would like to bring up a question for your Commission to consider. The burden of proof in a civil traffic case is on the City of [redacted]. In my belief I stated the facts why I was unable to see the right turn signal sign. Where is the evidence presented by City of [redacted]? So far I have not seen any evidence. No pictures. No witness. City of [redacted] presented their arguments. The lower court sided with City of [redacted] based on what? According to the record, the lower court judge said something like "Everyone is supposed to follow the traffic rules." I tried to follow the traffic rules, but the right turn signal sign was partially blocked and also the glare off the right turn signal sign prevented me from noticing the signal sign in time. These are arguments (facts) I presented. I have not seen any proof presented by City of [redacted]. I have difficulty accepting Judge [redacted] ruling. Hence I would ask you to evaluate judicial procedure regarding this case.

The notice of final disposition (attached) was mailed to my old address. In the past all mail from [redacted] Municipal Court were mailed to my new address [redacted]. I do not understand why the notice of final disposition was mailed to my old address. Because I received the notice yesterday April 3rd, I was unable to appear in court as scheduled.

The notice of final disposition (attached) leaves more to be desired.

- A. The format is slanted.
- B. The ink is fading.
- C. Names of Judge and Court Clerk should have been printed next to their signatures.