

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-148

Judge:	No. 107423081A
Complainant:	No. 107423081B

ORDER

A superior court judge voluntarily reported an inadvertently delayed ruling.

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 review, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the matter is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: August 20, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

A copy of this order was mailed to the judge on August 20, 2013.

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

JUN 13 2013

June 11, 2013

Commission on Judicial Conduct
1501 West Washington
Phoenix, AZ 85007

RE: Self-reporting violation of 60-day rule

To the Commission:

I was advised this afternoon that an inadvertent violation of the 60-day rule has occurred. In Respondent filed a motion for reconsideration on March 25, 2013. Our records show that the motion was sent to my division but for some unknown reason, did not get processed. Because Rule 35(D), ARFLP requires the non-moving party to wait for direction from the Court prior to filing a response, no further briefing of the motion has occurred. The motion has therefore been pending for 78 days.

This afternoon this division was contacted by Respondent's counsel, who inquired as to the status of the motion. I promptly reviewed the motion and the case history, and I issued an order directing the Petitioner to file a response within 20 days.

I have discussed with my staff the necessity to ensure that close attention is paid to all paperwork coming into this division so that this does not happen in the future. Fortunately, in a busy family court division where hundreds of filings come in each week, this oversight was a rare exception to our usual attentiveness.