

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-176

Judge:	No. 1079214718A
Complainant:	No. 1079214718B

ORDER

The complainant alleged a pro tem justice of the peace violated Rule 2.6(A) by ruling without considering his pleadings and Rule 2.9 by meeting only with opposing counsel before ruling. The complainant further alleged the judge was prejudiced, in violation of Rule 2.3.

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 complaint and the court file, 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: September 4, 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 September 4, 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

2013-176

COMPLAINT AGAINST A JUDGE

Your name: _____ Judge's name: _____ Date: 7/7/2013

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.

On June 11, 2013, _____ has violated Rule 2.2 and 2.3 of the Arizona Code of Conduct. He/She issued a ruling on summary judgement against me not taking into consideration my reply to the motion filed on May 23. I believe the judge did not look at any of the evidence and took a prejudice and unfair ruling based on my foreigner name which gave indication of my ethnic background. I also believe that the the plaintiff's Attorney was present when the judge took the decision and unfairly influenced the decision of the judge. I was never called for any hearing and never saw the judge. I have submitted evidence, affidavit and exhibits to prove my case that my wife was a victim of deception by the Plaintiff but the judge did not review any of that and did not hold any hearing in this matter. Judge _____ issued the ruling prior to ruling on the motions that were outstanding. These motions, if ruled upon, I strongly believe would have been in my favor and would have granted me dismissal of the case, or at least allow the case to go to trial and give me a fair chance to present my case, but Judge _____ made sure I don't get this chance and issued the biased and prejudiced ruling against me prior to judge _____, the original judge assigned to the case, ruling on the motions. I strongly believe that the ruling in this case by judge _____ was racially motivated prejudiced, partial and unfair and this case should have been at least sent for trial. I request the Commission to investigate this Judge and issue sanctions against him/her so no other minorities get unfair, partial and prejudiced treatment and upheld the basic principles of the US legal justice system of impartial judiciary.

(Attach additional sheets as needed)