

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 13-243

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Judge:	No. 1090914762A
Complainant:	No. 1090914762B

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**ORDER**

The complainant alleged his case was tried before a superior court commissioner without the required number of jurors.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the commissioner 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 commissioner did not violate the Code in this case. The commission does not have jurisdiction to review legal issues. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: October 30, 2013.

FOR THE COMMISSION

/s/ George Riemer

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George A. Riemer  
Executive Director

Copies of this order were mailed to the complainant and the commissioner on October 30, 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**

**2013-243**

**COMPLAINT AGAINST A JUDGE**

Your Name:

Judge's Name:

Date: 9-20-13

**Instructions:** Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all of the important names, dates, times, and places related to your complaint. You can use this form or plain paper of the same size to explain your complaint, and you may attach additional pages. Do not write on the back of any page. You may attach copies of any documents you believe will help us understand your complaint.

On July 11, 2013 I was convicted of a felony 2 with out the write amount of peers present. Once the verdict was handed in I was found guilty of Count 1 Possession of Dangerous Drugs Methamphetamine for sales over the Statutory threshold a class 2 felony. I saw 9 Jurors present July 8, 9, 10, and on the 11, day of July I was ask by to come in to court on July 11 at 12:30 pm instead of 1:30 pm to start trial early, while bein present early I saw 6 Jurors waiting to be let in side the court room, as time pass by one more juror showed up which makes 7 in total. I watched all 7 jurors be let in side the court room. When did his count he started of like this juror number 1, he was sent to the hospital over the weekend any where from July 6 or 7 which would of been Saturday or Sunday. Proceeding on Jurory number 2, 3, 4, then he called 5, Pause with a laugh and proceeded with 6, 7, 8, 9, and then he called jurory number 5 again? very suspicious to me when if all jurory where there should have it been counted like this jurory 1, not present jurory number 2, 3, 4, 5, 6, 7, 8, 9 if all 8 where present. I feel it should have been a miss trial in the first place when there where 9 juror present and not 10 due to the seriousness of this case, that one person that was not present could have found me not guilty. Also because I took this case to trial bein that if lost due to the flat time sentence I received along with bein a F2 charge shouldn't it been 12 jurors elaboraten on the case and one alternate, there are 13 chairs in the jurory box and the charge is a F2 Felony. It's my civil rights to have 12 juror.