

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 13-338

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Judge:	No. 1026314833
Complainant:	No. 1026314833

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**ORDER**

The complainant believed that a judge's decision was harsh, should be put in writing, and that the fine imposed should be waived or reduced based on hardship.

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 complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: February 12, 2014.

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 judge on February 12, 2014.

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



<u>Citation Number</u>	<u>Violation</u>	<u>Description</u>	<u>Violation Date</u>
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According to our records, you failed to appear or pay a fine(s) in full, or abide by a court order by your court date. Your assessed fine(s) including penalties, is \_\_\_\_\_ . Balance may increase if you failed to comply with a court order or show required proof(s).

You must pay this amount to the \_\_\_\_\_ City Court not later than \_\_\_\_\_, to avoid further action.

Failure to pay the amount in full may soon result in, or in some cases has already resulted in, your driving privileges being suspended, you being held in contempt of court, referred to the Arizona Department of Revenue Tax Intercept Program and/or referral to a collection agency/credit bureau, or a warrant being issued for criminal charges.

Please include the attached coupon at the bottom of this letter with your remittance.

**Please Enclose This Portion With Your Payment**

Please denote any change of address \_\_\_\_\_

Balance Due:  
Amt. Enclosed \$ \_\_\_\_\_

The court accepts payments by Money Order, Cash (in-person only), Cashier Check, Visa, Master Card, Discover and Debit Card with Visa or Master Card logo, or on the web at www. \_\_\_\_\_

Signature \_\_\_\_\_ Print Card Holder's Name \_\_\_\_\_

Home Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone Number (\_\_\_\_) \_\_\_\_\_  Visa  Master Card  Discover

Card Number \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ Expiration Date \_\_\_\_\_

The Public Services counter at \_\_\_\_\_ City Court is located on the first floor and is open Monday through Friday 8:00 a.m. to 4:30 p.m.  
The court is closed on all major holidays and holiday weekends.  
All visitors to the court must pass through security.

*I am pleading the commissions attention; on citation  
a motion to dismiss was deniea*

*My request for*

*When speaking to City Courts representative on what they may consider hardship- I was informed over and again there is virtually no event that would exclude me from paying the extremely high fee. Entreating my reasoning with the representative was met with a blank tone of voice as well as threatening's if I do not pay the fee. Had I had a lawyer the motion would have been dismissed.*

*I am asking the commission to rethink on its ingrain procedures. I say procedures because it is not policy to deny those who experience hardship every day, no way out of high fees. I came to understand when I was on the streets that if you are tied to a homeless program and have received a citation than city courts have a plan for repayment. At this time I am not asking for a plan to repayment. I would rather like to understand how to continue to file for motion to dismiss. As well as, Consideration as to my condition at the time I was served the ticket and the weight of the claim in view of denial to dismiss and high fees.*

***I received the citation when homeless I did not have an address to give the officer – he demanded an address. I gave him my previous address.***

***When one is asking for consideration to a hardship would it not make sense to consider the crime in light of the hardship?***

***I received a violation for not satisfying the full for holding a stop sign.  
I did come to a stop.***

***It is my opinion that this specific stop sign does not serve the purpose it was intended to serve at this location. The area is very busy and while stopping, there are cars behind you. I was in the area during high traffic. The scene demands you stop and get into the line of traffic fast. This kind of traffic warrants a yield sign.***

***If the area is indeed a money maker for the city but becomes a stumbling block to others for the above reasons is it also advantageous for the city to ignore justifiable hardships as well as a record with no previous convictions?***

***Adversity, in combination with a previous clean record - verses a few second's shy, in a high traffic area that truly demands attention to moving in line fast, seems frivolous in the light of my circumstances.***

***I am requesting my license be reinstated until the matter is finished and information on how to continue with a motion to dismiss.***

***And for the commission to recognize the degree of disinclination to virtue judiciary has advanced which our forefather's forewarned.***

***Yours Truly,***