

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-005

Judge:	No. 1051014844A
Complainant:	No. 1051014844B

ORDER

The complainant alleged a superior court judge set a time for oral argument on a motion, but failed to tell her and her attorney that she had already denied the motion.

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 19, 2014.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on February 19, 2014.

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

2014 005

COMPLAINT AGAINST A JUDGE

Name: _____ Judge's Name: _____

Instructions: Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

On _____ A motion for dismissal was filed on my behalf by my attorney Mr. _____
. On _____ during pretrial conference my attorney Mr. _____
requested a date for oral argument on the motion for dismissal. Judge _____
agreed to his request and set the hearing for oral argument for _____ at _____
. Judge _____ then on _____ vacated the hearing because she had
already ruled denying the motion for dismissal on _____

Judge _____ knew on _____ that she had already ruled on the motion to
dismiss. Yet, she did not inform me or my attorney. Furthermore, by her denying me and
my attorney the right to an oral argument she denied me the opportunity to argue and
prove the County Attorney's office knowingly provided misleading/untrue information in
their response to the motion to Dismiss causing additional Prosecutorial misconduct by
member of the County Attorney's office. Had Judge _____ based her decision on
fact and exhibits of proof a dismissal would have been granted. The Prosecutor
response did not have an exhibits containing proof or their allegation. I believe Judge
_____ actions were deliberate. I also believe that Judge _____ based her
ruling on personal bias in favor of the _____ Attorney's office and not fairness and
evidence. All ruling should be made on facts and not personal opinion to insure that
justice is truly served.
Please see attachments.

*SEE additional comments
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In the state's response they made claims
I rented homes and a vehicle for an ^{illegal} drug
organization.

The state of Arizona requires identification,
proof of income and a rental application for
rental homes in the state of Arizona. I have on
multiple occasion requested copies of the
rental applications, identification, used to rent
the properties to prove I did not rent those
homes. Judge _____ is aware of that
the state has yet to provide those documents.

I have also requested the name of the
rental car company as well as the rental
receipts for a _____ and the dates
the car was rented as claimed by the state.
I'm again requesting that Judge _____
be required to provide you with the
documents to insure her ruling was based
on facts and evidence, not further defamiation
of character by the _____ County Attorney.
Thank you