

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-073

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

ORDER

The complainant alleged that a pro tem justice of the peace should have recused himself after the complainant filed a judicial misconduct complaint.

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. A judge is not required to automatically recuse himself when a litigant files a complaint against him with the commission. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: April 2, 2014.

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on April 2, 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 073

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.

This Judge has violated the law by ruling on the motion I submitted for the dismissal of the case. I have filed a complaint against this judge on or around _____ Case | _____. The Judge should have excused himself/herself from ruling on this case due to conflict of interest. I don't believe this Judge can be impartial and fair in the ruling after I filed a complaint previously against him/her. I have informed your Honors that this Judge is not a fair and impartial Judge when he/she granted the plaintiff's summary judgment, which was reversed by the Superior Court on appeal, from the beginning and filing a complaint against the Judge had created a more unfair ruling situation. I filed the motion on _____, Plaintiff filed a response on _____ then I filed a reply on _____. In all of my previous filing the ruling were issued within 2 or 3 days from the reply filing. This time the ruling was delayed for no reason until the presiding Judge was not available on _____ and the case was given to the pro tem judge. This indicates a sign of unfair practices and a favoritism towards the Plaintiff/Plaintiff's attorney.