

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-280

Judge:

Complainant:

ORDER

The complainants alleged a superior court judge engaged in improper courtroom demeanor during a criminal proceeding.

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: November 25, 2015

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainants and the judge on November 25, 2015.

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

OCT 21 2015

I understand the commission cannot reverse court orders or assign a new judge to a case.

I declare, under penalty of perjury, that the foregoing information and the facts I have provided upon which my allegations of judicial misconduct are based are true and correct.

Signature

Date:

INSTRUCTIONS

Use the following space or plain paper of the same size to explain your complaint. Explain why you believe what the judge did constitutes judicial misconduct. Be specific and list the names, dates, times, and places relevant to your allegations. Additional pages may be used and relevant copies of documents may be sent with your complaint (please do not send original documents). Use one side of each page only and write legibly or type your complaint. Please keep a copy of your complaint for your records.

See attached,
the conduct of Judge

to be sent accompanying this standard form. I witnessed

Judicial Performance Review
1501 W. Washington, Suite 102 229
Phoenix, AZ 85007

RE: Improper judicial conduct

Dear Honored Justices:

I am writing to you to file a complaint against the conduct of Honorable _____ in the probation revocation hearing of defendant _____ in the month of _____. During this hearing Judge _____ clearly _____ her _____, accusing defendant of working the _____ system when he refused to admit guilt in the _____ Program and as a consequence was appearing in court proceedings against him. Judge _____ raised her voice toward defendant's attorney _____ when he attempted to raise legal issues. She nearly screamed, _____ Mr. _____ goes to treatment or he goes to jail and _____ (That last remark was in reference to defendant's recent motion to restore his _____ and graduation from _____ At the conclusion of Judge _____ statements she sprayed spittle all over the bench as someone in the back of the courtroom signaled her to calm down.

There is little doubt Judge _____ harbors bias and animosity towards the defendant for which she should have recused herself-but she did not. The comment about her lack of defendant's knowledge of the _____ to question why she prefers _____ of _____ and to what ends? Judge _____ refusal to hear any legal issues leads one to question why she is being paid when it is her job to _____.

As a citizen I am shocked and appalled by this display and I do not believe that the defendant was treated fairly which is the reason for filing this judicial complaint.

Sincerely,