

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-338

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge made delayed rulings and improper rulings in a dependency action.

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.

The commission does not have jurisdiction to review the legal sufficiency of the judge's rulings. In addition, 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: January 20, 2016

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 January 20, 2016.

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

2015-338

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 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.

To Respond To Motion for
Reconsideration on: ..
See Attach copies.

Court on:
did not allow evidence in court
from witness.

burden of proof was not proven by the
state. under burden of proof
law, no evidence of Alaguter were
giving in court.

SENT VIA CERTIFIED MAIL RETURN-RECEIPT REQUESTED AND HAND-DELIVERED TO
JUDICIAL ASSISTANT

This letter is to request a status update on The Motion I filed on
entitled

To the best of my knowledge, information, and
belief, neither the nor the
have responded to this Motion and I have not received any
correspondence or minute entry with a ruling on this Motion as of the date of this letter.

Pursuant to the Rule 91(e) of the Rules of the Supreme Court of Arizona, all
matters that require a determination shall be made within 60 days from the date the
matter was submitted. As of the date of this letter it has been 48 days since the Motion
was filed and delivered to your Honor. As such, I respectfully request an update as to
status of my motion and when your Honor may expect to rule on my Motion.

I appreciate your attention in this important matter. My file is and is in
the matter of the , and I am requesting reconsideration. I look
forward to receiving a response from your Honor as soon as practicable.

Regards,

1

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

**SUPERIOR COURT OF ARIZONA
COUNTY**

No.

ORDER

This Court having considered

and good cause appearing:

IT IS HEREBY ORDERED granting

Motion for Reconsideration

IT IS FURTHER ORDERED denying

for good cause shown;

...

1 OR

2 **IT IS FURTHER ORDERED** in the alternative, setting this matter for re-hearing of
3 which the date and time of the re-hearing is in the sole discretion of this Court and shall be
4 set for the following date and time:

5 _____

6
7 Date

8 Time

9
10 OR

11 **IT IS FURTHER ORDERED** this Court shall re-consider its ruling affirming
12
13 d shall take this Motion for Reconsideration under
14 Advisement and shall make come to a determination in light of this Motion for
15 Reconsideration by separate minute entry ;

16
17 **IT IS FURTHER ORDERED** appointing a special monitor to be present at any and
18 all subsequent proceedings that _____ has the
19 right to participate, testify, or be involved in (e.g. hearings, conferences, etc.).
20

21
22 DATED this _____ day of _____, 2015.

23
24 _____
25 IS

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

i j

**SUPERIOR COURT OF ARIZONA
COUNTY**

No.

PROSPECTIVE

, hereby submits her Motion for

Reconsideration

as a result of the ruling made on

following Evidentiary Hearing convened on

The bases for this Motion for Reconsideration are that n

alleging corporal

punishment was employed by

. In

addition no other evidence was presented in this matter before the Court corroborating these

allegations including report that was attached the Motion to Remove, which this

**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST FIVE
PAGES OF ANY DISMISSED
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE
REMAINDER OF THE
COMPLAINT IN THIS MATTER,
PLEASE MAKE YOUR REQUEST
IN WRITING TO THE
COMMISSION ON JUDICIAL
CONDUCT AND REFERENCE
THE COMMISSION CASE
NUMBER IN YOUR REQUEST.**