

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-055

Judge:

Complainant:

ORDER

The complainant alleged a pro tem justice of the peace utilized the wrong salutation to refer to her gender.

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(a).

Dated: April 6, 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 April 6, 2016.

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

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.

Please see attached

Arizona Commission on Judicial Conduct
1501 W. Washington St., Suite 229
Phoenix, Arizona 85007

Re:

Dear Commission:

On [redacted], I appeared in front of [redacted] for the [redacted] Case in [redacted] No. [redacted]. On that day, the court was holding hearings on outstanding motions in the action. During the proceedings, the judge referred to me as [redacted]. I informed the judge it was [redacted]. The judge again referred to me as [redacted] and I politely corrected [redacted] and said it was [redacted]. After the judge did it again, I said to [redacted], I am a woman and asked [redacted] to please refer to me as [redacted]. [redacted] made some statement about not knowing what I am and I should not take it personally that [redacted] is calling me a [redacted]. I was extremely embarrassed and humiliated and the experience was degrading. The proceedings were recorded by the Court.

I believe [redacted] violated Rule 2.3 Bias, Prejudice, and Harassment. Under this rule, a judge shall perform the duties without bias or prejudice. The judge's words and conduct manifested a bias, prejudice and was clearly harassment, particularly harassment based upon race, sex, and gender. I respectfully request the Court address this matter.