

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-157

Judge:

Complainant:

ORDER

The complainant alleged a former superior court commissioner failed to rule on motions, engaged in inappropriate demeanor, coerced her into admitting to violating her probation, and improperly extended the length of her probation.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the commissioner 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 commissioner's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the commissioner did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23(a).

Commission member Peter J. Eckerstrom did not participate in the consideration of this matter.

Dated: July 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 commissioner on July 20, 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 th have provided upon which my allegations of judicial misconduct are base true and correct.

Signature: _____

Date: _____

INSTRUCTIONS

Use the following space or plain paper of the same size to explain your complaint why you believe what the judge did constitutes judicial misconduct. Be specific ar names, dates, times, and places relevant to your allegations. Additional pages ma and relevant copies of documents may be sent with your complaint (please do original documents). Use one side of each page only and write legibly or type your c Please keep a copy of your complaint for your records.

On _____ was found guilty after a jury trial of _____ of _____
The court imposed a _____
term of probation, set to expire _____. Among many others, the conditions of
probation, included _____ which required that
"_____ has at no time been required to submit to
probation officer filed a petition to revoke probation _____,
, alleging _____ had violated _____, among others.

_____ filed motions in response to the _____, inter alia,
motion for _____
First, in the _____ the probation officer claimed that _____ had relocated
without permission. Second, the probation officer claimed _____ had failed to make
any restitution payments. Third, probation officer claimed that _____ had absconded
probation. _____ probation officer claimed that _____ had contact with _____
without permission. _____ did not receive any response to her motions. _____ had
documentary and witness evidence to refute each probation term alleged to have
violated.

_____ original probation term was set to end on _____
At the violation hearing on _____ gave her statement
regarding probation and requested, as she had previously done, a violation witness
hearing as her witnesses were present with documentary evidence. _____ lawyer
had arrived late and had no time to speak with _____ prior to her opening statement.
_____ wasn't able to advise of her intention to request a violation witness hearing.

Judge Pro Temp _____ rudely responded to _____ and advised that "WE"
know all about you. _____ followed up by issuing three. First, _____ stated that