

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 16-178

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Judge:

Complainant:

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**ORDER**

The complainant alleged a pro tem justice of the peace prematurely ruled on a motion and delayed the distribution of that ruling to thwart his right to appeal.

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. The commission approved sending the judge an advisory letter reminding him to ensure all applicable response times have expired prior to issuing a ruling so as not to violate Rule 2.6(A) of the Code (Ensuring the Right to be Heard). The complaint is dismissed pursuant to Rules 16(b) and 23(a).

Commission members Louis Frank Dominguez, Anna Mary Glaab, and Art Hinshaw did not participate in the consideration of this matter.

Dated: November 10, 2016

FOR THE COMMISSION

/s/ Peter J. Eckerstrom  
Hon. Peter J. Eckerstrom  
Commission Vice-chair

Copies of this order were mailed to the complainant and the judge on November 10, 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.

pursuant to Rule 2.7 ( Decisions responsibility to deccide ) and Rule 2.5 Delay i l asking this office to open an investigation against the Judge beuasbe he did clear Violation against the Law pursuant to the discrimination issue That:

1- This Judge make his decisiones before he read Plaintiff, ( me ) answer to defendant motion to dismiss which is he dismiss my Case with Prejudice before he read my answer, I was file my answer at \_\_\_\_\_ and he make his decisiones at \_\_\_\_\_ before he read my answer.

HOWEVER: Pursuant to Rule 2.7 he have to review both side answer before he make his decisions BUT this Judge Make his decisioins and Concealed the decisioins and not publish or teach him at all wheather at court wab or sent it to Plaintiff, becasue he dont want the Plaintiff, filed an Appeal , see EXHIBIT ( 1 ) .  
 Plaintiff, Call the court at \_\_\_\_\_ and asked the court if the Judge make his decisoins BUT the siad the filed sitll with Judge However he already make his decisoins and dismiss the Case at \_\_\_\_\_ see EXHIBIT ( 2 ) BUT he Concealed the file in his disk one months and sent to Plaintiff, at \_\_\_\_\_ See EXHIBIT ( 3 ) .

2- Pursuant to Rule 2.5 ( Delay )

the Judge should Make his decisoins and send the Judgement to Plaintiff, and defendants, timely to give him Time and chance to file an appeal, BUT this Judge Make his decisoins and Concealed the file in his disk one month and the Plaintiff, no longer have time to file and appeal anymore, Judge ruled at \_\_\_\_\_ and sent his decisoins at \_\_\_\_\_ and the Plaintiff, loss the time of appeal.

3- the Judge give defendant  
( ) which is there is

HOWEVER this caes was  
at all see EXHIBIT ( 4 ) .

THEREFORE This Judge Make clear Violation agaisnt the Law and dismiss my complaint with prejudice pursuant to discrednation reasons and I am asked this office to take hard action against him and remove my complaint from the court and allow me to file again.