

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-301

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace was too lenient with a defendant. The complainant later requested that his complaint be withdrawn.

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(a).

Dated: December 14, 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 December 14, 2016.

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

I would like to bring to your attention my disagreement with the manner in which

C/o Honorable

administered case

The defendant plead guilty to _____ and was ordered to make restitution of \$ _____

The defendant had posted \$ _____ from his previous court appearance as a warrant was required for him to show and the \$ _____ was returned to me by the court.

The defendant was ordered to pay \$ _____ per month on the _____ of the month beginning _____

The defendant made no attempt to repay any of the restitution.

An order to show cause appearance was administered.

At the order to show cause the judge ordered the defendant to begin repayments on the _____ of _____ at the rate of at least \$ _____ per month.

This is very disappointing to me as I had contacted the victim advocates office asking that the defendant be ordered to pay the full amount or be incarcerated.

I do not understand why the judge did not order the defendant held on bail for the amount owed along with fines and have the bail returned to the victim.

Instead the judge not only allowed the defendant not to pay the missed payments but also allowed the defendant to begin payments at a lower level on a later date.

I seriously doubt that if the work had been completed and I had not paid the contractor that the judge would have allowed me to repay at a rate of \$ _____ per month for the next _____ years after having to serve a warrant to get to court and disregarding the initial order from the court.

I do not believe that the judge provided any justice in this case and feel that I have been discriminated against.

Best regards,

On _____

/rote:

The addresses:

Arizona Commission on Judicial Conduct

1501 W. Washington Street, Suite 229

Phoenix, AZ 85007

(602) 452-3200

Email us at:

'The Commission on Judicial Conduct acts on complaints alleging one or more judges have engaged in judicial misconduct in a particular case or circumstance.'

And

Attn: /

From:
Sent:
To:
Subject: Re: CONFIDENTIAL

I was thinking of a higher authority than the existing judge.
She seems like a babysitter for the little that I observed.
These are criminals, however slight and in my case the defendant is able to work the system being very polite and agreeing to court decisions and then doing nothing knowing that there are no consequences.

Or

wrote:

Address:

Attn:

Sincerely,

From:
Sent:
To:
Subject: Re: CONFIDENTIAL

I would like to know where to forward my disagreement with the court's decision.
Best regards,

Or

wrote:

Good morning

The biggest fallacy of the system, is the claiming and paying of restitution. Very frustrating.

You can always reach us by e-mail or phone.

Sincerely,

From:
Sent:
To:
Subject: Re: CONFIDENTIAL

Ridiculous.
The man does not do what the court directs, so the court rewards him with a lesser payment.

On
wrote:

Per the court's website:

The judge ordered the following:

From:
Sent:
To:
Subject: Fw:

Would you know the status of this hearing?
Best regards,

On

wrote:

I went to the court @ this morning and waited an hour.
The court was very busy and they had not called
I had to leave as I am a volunteer at
Could you give me the status of today's hearing.
Best regards,
