

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-003

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge was biased against him and engaged in improper communications with a victim's relative during his criminal trial.

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 a warning letter reminding him to avoid even the appearance of impropriety in addressing court spectators so as not to violate Rule 1.2. The complaint is dismissed pursuant to Rules 16(b) and 23(a).

Commission members Gus Aragon, Art Hinshaw, and George Foster did not participate in the consideration of this matter.

Dated: March 21, 2017

FOR THE COMMISSION

/s/ Louis Frank Dominguez
Hon. Louis Frank Dominguez
Commission Chair

Copies of this order were distributed to all appropriate persons on March 21, 2017.

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

COMP

2017-0,03,

TO THE ARIZONA COMMISSION ON JUDICIAL CONDUCT
MY NAME IS _____ AND AM CURRENTLY IN
MY _____
MY TRIAL IN _____ WAS
CASE, _____ THE JUDGE WAS THE
HONORABLE _____

MY COMPLAINT COMES FROM THE FACT THAT
DURING MY TRIAL JUDGE _____ WAS CONVERSING WITH
ONE OF THE _____ WHO JUST HAPPENED TO
BE _____ THAT

THEIR CONVERSATIONS TOOK PLACE AT TRIAL
IN THE _____ AREA FOR
AND JUDGE _____ WENT OUT OF HIS WAY TO
CONVERSE WITH _____

I BELIEVE THIS TO BE ENOUGH EVIDENCE THAT JUDGE
WOULD HAVE A BIAS OR PREJUDICE IN FAVOR WITH THE
PROSKUTOR SIDE -

RULE 1.1, COMPLIANCE WITH THE LAW - A JUDGE SHALL COMPLY
WITH THE LAW AND CODE OF JUDICIAL CONDUCT -

RULE 2.3 BIAS, PREJUDICE AND HARASSMENT

2.4 EXTERNAL INFLUENCES ON JUDICIAL CONDUCT PARTS A, B AND C

RULE 2-11 DISQUALIFICATION (A) THE JUDGE SHALL DISQUALIFY

HIMSELF IN ANY PROCEEDING IN WHICH THE JUDGES IMPARTIALITY
MIGHT REASONABLY BE QUESTIONED INCLUDING BUT NOT LIMITED
TO THE FOLLOWING:

RULE 2.11

- ① THE JUDGE HAS A PERSONAL BIAS OR PREJUDICE CONCERNING A PARTY OR A PARTY'S LAWYER, OR PERSONAL KNOWLEDGE OF THE FACTS.

THIS TO ME WAS VERY BOTHERING TO LISTEN TO THE TWO OF THE CONVERSING . PLEASE HELP ME WITH FILING A COMPLAINT IN THIS MATTER.

THANK YOU

CC