

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-069

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge made false statements about him, causing him embarrassment and financial loss.

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 determined the judge made an improper statement about a pending matter and failed to remain impartial. While this was improper under Rules 1.2, 2.2, and 2.10(A), the Scope Section of the Code of Judicial Conduct provides that it is not intended that every transgression will result in the imposition of discipline. The commission decided, after considering all the facts and circumstances, to dismiss the complaint pursuant to Rules 16(b) and 23(a), but to issue a warning letter to the judge reminding her to refrain from making statements on pending matters and to remain fair and impartial.

Commission member Art Hinshaw did not participate in the consideration of this matter.

Dated: August 22, 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 August 22, 2017.

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

2017-069

COMPLAINT AGAINST A JUDGE

Name: _____ **Judge's Name:** _____

Instructions: Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

On _____, in the _____, I violated the following Judicial
Cannons: (1.2), (1.3), (2.3), (2.4), (2.6), (2.9), (2.10), (2.15), and (3.3) when she spread a rumor about
issues presented to Judge _____ during a sealed hearing. The information Judge _____ shared
was completely false. Moreover, Judge _____ told _____ to provide what she
"_____ " about Attorney _____ I to the defendant in the matter. The Defendant,
_____ had come to _____ office in the hopes of securing representation for
his pending felony matter before the _____. His family was in the process of securing
funds based on the agreed upon fee for representation. Prior, leaving the podium, _____,
I, _____ was told by Judge _____ to inform her client of the issues she raised at the bench.
_____ informed me of the conversation on _____ I contacted
_____ and asked her if what _____ expressed to me was accurate. She agreed that Judge
stated something about _____ being in front of Judge _____ and there being a reference
to me being _____ has received a copy of the recorded statement
during the bench conference between _____ it has been
memorialized and attached to this complaint. I believe Judge _____ comments may have an impact on my
obtaining fair treatment. I am currently _____
If there are rumors about my character being passed around to
this information could have a disparate effect on my _____
Moreover, Judge _____ actions has caused me great embarasment and financial loss. I would like this
committee to look into this issue as soon as earthly possible. This needs to stop and it needs to stop now.
Thank you.