

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-377

Judge:

Complainant:

ORDER

The Complainant alleged a justice of the peace improperly signed a warrant for her arrest on a charge for which she had already been convicted, thus violating double-jeopardy.

The responsibility of the Commission on Judicial Conduct is to impartially determine if a judicial officer 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 a judicial officer's rulings. In addition, the Commission found no evidence of ethical misconduct and concluded that the judicial officer 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 George H. Foster, Jr. did not participate in the consideration of this matter.

Dated: April 10, 2019

Copies of this order were distributed to all appropriate persons on April 10, 2019.

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

CONFIDENTIAL

Arizona Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, Arizona 85007

FOR OFFICE USE ONLY

2018-377

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.

Judge _____ erroneously signed off on a warrant for my arrest on _____ for a charge relating to violating a court order on _____ The charge was filed by the _____ Deputy Attorney, _____ on behalf of her client, "_____"
" on _____ Judge _____ signed the warrant for my arrest on _____ The warrant was served and executed by Judge _____ of the _____ Court, _____ Division at the conclusion of my Constitutionality hearing on _____ which was conducted in _____ Courtroom,

HOWEVER, I was charged, convicted and given a _____ (FLAT) sentence with deferred jail time if I remained in compliance with the Court Order on by Judge _____ on _____ for the same crime date of _____ as indicated on the attached minute entry from the _____ Court, dated _____ (Page _____ Line item _____). Yet, _____ remanded me to the custody of the _____ Sheriff's Office at the conclusion of my hearing on _____

I cannot be charged with the same crime by _____ different Courts. It's apparent that the attorney for the State and/or the Judge _____ failed to execute thorough due diligence before issuing the charges and warrant.

This is complete double-jeopardy.

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