

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-153

Judge:

Complainant:

ORDER

August 28, 2019

The Complainant alleged a superior court judge had a history of habitual intemperance.

The role of the Commission on Judicial Conduct is to impartially determine whether a judicial officer has engaged in conduct that violates the Arizona Code of Judicial Conduct or Article 6.1 of the Arizona Constitution. There must be clear and convincing evidence of such a violation in order for the Commission to take disciplinary action against a judicial officer.

The Commission reviewed all relevant available information and concluded there was not clear and convincing evidence of ethical misconduct in this matter. The complaint is therefore dismissed pursuant to Rules 16(a) and 23(a).

Commission member George H. Foster, Jr. did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on August 28, 2019.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2019-153

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.

In _____ I was prosecuted in
a _____ trial,
and sentenced to _____ in prison.

_____ argues that _____ violated
Rule 1.1, 1.2, 2.3, and 2.15, Az. R. Jud. Cond.
when he took the stand and testified
that he was _____, on
_____ from _____
and that _____ had been using his
account for fraud when in fact
was the victim of fraud,
knew this but was unable

CONFIDENTIAL

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

FOR OFFICE USE ONLY

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.

to catch _____ with the money
he stole out of _____ accounts
using computer tracking (data link)
software (see U.S. v. Christenson, (2015))

has a history of habitual
intemperance and is usually under
the influence of alcohol and drugs.

This is not a secret.

Sanctions under article 6.1, section 3 and
4 should be imposed.