

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 19-165

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Judge:

Complainant:

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**ORDER**

September 4, 2019

The Complainant alleged a superior court judge improperly allowed evidence to be admitted at a civil trial.

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 does not have jurisdiction to overturn, amend, or remand a judicial officer's legal rulings. 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 members Gus Aragón and Roger D. Barton did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on September 4, 2019.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**2019 - 165**

**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 \_\_\_\_\_ was listening to testimony by Plaintiff \_\_\_\_\_ in reference to her expenses related to her damages including hotel, transportation, storage, etc. that total in \_\_\_\_\_ Mr. \_\_\_\_\_ objected to this. In the two \_\_\_\_\_ of this case, Ms \_\_\_\_\_ has not once produced any documentation of receipts for these expenses. This is the objection Mr. \_\_\_\_\_ had that without documentation of expenses she should not be reimbursed. Judge \_\_\_\_\_ overruled his objection and stated Ms. \_\_\_\_\_ should know what her expenses are and she will allow the testimony. This in turn allowed the jury to not only find that she needed to be reimbursed without the receipts but these damages were also multiplied. This occurred on or about \_\_\_\_\_ during trial.