

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-170

Judge:

Complainant:

ORDER

November 5, 2019

The Complainant alleged a municipal court judge improperly denied his motion to dismiss and conducted a hearing without his counsel present.

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 Barbara Brown and George H. Foster, Jr., did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on November 5, 2019.

Judge:

Witnesses:

Complaint: On the above date I was in court wearing my press id from the _____ and _____ I informed the judge I was arrested for filming on a public sidewalk and that the city was not providing me with full discovery and charges should be tossed or placed at hearing for dismissal . On the police report i am accused of making anti government and anti capitalist journalism videos from the public sidewalk. The city did not deny that i was _____ and complained i was loud for their comfort and did not give in to redirection over creative controls of the video. My verbal motion was denied my appointed council was not present and notified all parties for a delay as he was sick and not able to represent anyone. _____ continued with hearing and prosecution hearing all things written above allowing me to be prosecuted for first amendment protected activity and without council present. _____ present were told by the count that they did not have to identify themselves to me.