

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-279

Judge:

Complainant:

ORDER

November 20, 2019

The Complainant alleged a justice of the peace improperly refused to dismiss a civil lawsuit against him.

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 Commission 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 November 20, 2019.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2019-279

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.

Because there are so many fraudulent claims filed with the _____ they have come up with a way for the consumer to investigate a collection agency so the consumer can verify that the collection agency is a real company and has the proper licensing to do business in your particular state. It is called "_____". They give ideas on what to look for and be aware of. They also suggest that you send a validation letter to the collection agency (which they provide) so you have the opportunity to investigate that company to make sure everything is in good standing and that they are a legitimate company. The collection agency then has _____ to answer all of your questions, if they don't answer all of your questions, they must stop all action against you. If they continue trying to collect the debt from you, they are violation your rights. To make sure the collection agencies follow these laws, the _____ came up with another organization called the "_____".

_____. If a collection agency violates your rights as stated above, you can file a complaint with the _____ and they will investigate your claim. If the collection agency has violated your rights, you can then file a suit for _____ for punitive damages.

On _____ I recieved a summons from _____ with _____ and _____ as their attorneys. On _____ I mailed a validation letter to the above attorneys which I received from the _____ I received a letter back from the above attorneys. Only a few questions were answered like the amount they said I owed, the creditor which this debt came from. Nothing really that I asked for. No business license number, no address which their business license came from, nothing that I could use to investigate _____ as I have the right to do. I then filed a motion to dismiss the case. At this point they no longer have a case. I then received a notice that was filed to the court Plaintiff's Response To Defendant's Motion To Dismiss. I then filed a Defendant's Response To Plaintiff's Response To Defendance Motion To Dismiss. Then they filed a paper stating they should win by default because I didn't file an answer. The _____ I filed an answer basically saying the same thing as I started with. You didn't answer all of my questions so now this case should be dropped. Then there was a court date set. When I showed the judge the paperwork from the _____ he stated that has nothing to do with the case. I said it has everything to do with the case. I sent a validation letter so I can investigate _____ I didn't get all of the questions answered therefore this case must be dropped. Anything I said to the judge he basically ignored. A _____ later I got a letter from the attorneys which they filed to the court Plaintiff's Motion For Summary Judgement. I then sent a Response To Plaintiff's Motion For Summary Judgement. About _____ or so after I filed this motion I received a letter stating the judge was in favor of Plaintiff. The judge totally ignored my rights. If needed I can send copies of anything you need. Thank You for your time.

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