

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 20-077

Judge:

Complainant:

ORDER

June 25, 2020

The Complainant alleged that a superior court judge violated his speedy trial rights in a criminal case.

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).

Copies of this order were distributed to all appropriate persons on June 25, 2020.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2020-077

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.

I had a Final Trial Management Conference on _____
That day I was made aware that the original prosecuting attorney withdrew from the case. A new prosecutor was appointed to handle the case. For no fault of my own they needed to waive time, to conduct interviews and prepare fully. I made it clear to the court that I was not willing to waive time and refused to do so. The judge took it upon himself to exclude time violating my Rule 8 rights claiming extenuating circumstances occurred. It was not my fault a new D.A. was assigned & not caught up on the case, nor my fault interviews were not complete. My original last day of _____ was moved to _____. However my new trial day is still set before my original last day on _____. I'm incarcerated at _____ County Jail awaiting a trial that may never come if my rule 8 rights are waived with out my approval. Please help me!

TO: ARIZONA COMMISSION ON JUDICIAL REVIEW

ADDRESS: 1501 W. WASHINGTON STREET, SUITE 229, PHOENIX, AZ 85007

*****THIS DOCUMENT IS BEING FORWARDED PER INMATE REQUEST*****

Document Name: JUDICIAL COMPLAINT – 2 PAGES

FROM:

Inmate Name:

Booking #:

Location:

Re Case No.: