

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 20-305

Judge:

Complainant:

ORDER

February 3, 2021

The Complainant alleged a pro tem justice of the peace violated Rules 2.2, 2.3, 2.6, 2.8, 2.10(A), and 2.15(D) of the Code.

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 February 3, 2021.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2020-305

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 the Commission on Judicial Conduct;

I, _____, am a defendant in case number _____ heard
in _____ Justice Court on _____) with Judge
_____ presiding and Attorney _____ representing the plaintiff

I am submitting a complaint against Judge _____ for violating the following rules; 2.2, 2.3, 2.6, 2.8, 2.10, and 2.15 (D) in the Arizona Code of Judicial Conduct.

Rule 2.2 - Judge _____ violates rule 2.2 by declaring he has made a judgment in the case without reviewing facts. Judge _____ failed to remain open minded during proceedings.

Rule 2.3 - Judge _____ showed bias and prejudice based on socioeconomic status. Attorney _____ did not present any documents demonstrating that _____ has effectively handled the severe maintenance issues for the contracted unit and Judge _____ sided with the Attorneys word based on the Attorney's legal jargon and certification.

Rule 2.6 - A request for continuation was submitted and filed citing a need to gather and prepare documents for a counterclaim. Judge _____ allowed Attorney _____ to deny my request for continuation to submit documents. This again violates rule 2.2 and 2.3 because Judge _____ then allowed the attorney time to resubmit paperwork and change the amount in damages the Plaintiff is seeking. Judge _____ allowed the attorney to have more time to re-submit paperwork yet I was denied more time to submit documents to support my claims.

Rule 2.8 (B)- Judge _____ lost patience with the case and did not take the time and due diligence to thoroughly review documents before making a judgment. I submitted the paperwork within the 48hour period before the hearing and Judge _____ did not display any knowledge of having

reviewed the request.

Rule 2.10 (A) - Judge _____ was notified the dispute between _____ and my family was already being investigated and litigated through the Attorney General's office which leads to a violation of Rule 2.15 (D) - Attorney _____ misinformed the court by alleging my presence in _____ was unauthorized. This misinformation is what allowed the case to continue before Judge _____. Although it was clarified to Judge _____ that occupying _____ was authorized, Judge _____ continued to remain closed minded to my plea for a continuation to compile facts.

Thank you for your time. This concludes my complaint.

Sincerely,