

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 20-334

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Judge:

Complainant:

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**ORDER**

February 17, 2021

The Complainant alleged a superior court commissioner improperly failed to recuse from his case and held him in custody past the maximum sentence for his 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 February 17, 2021.

# COMMISSION ON JUDICIAL CONDUCT

## COMPLAINT

I HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE AND CORRECT.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_

ON \_\_\_\_\_ AT A PROBATION VIOLATION HEAR-  
ING, COMMISSIONER RULED TO PROCEED  
BY SETTING DATE OF \_\_\_\_\_ FOR NON-WITNESS  
VIOLATION HEARING, DESPITE POSSESSING AN  
ORDER COMPELLING IMMEDIATE POST-CONVICTION  
REVIEW OF MY CASES. THE COMMISSIONERS' CONDUCT INCURRED SANCTION.  
COMMISSIONER IMPRUDENTLY SUGGESTED  
THAT ANY DELAY OF VIOLATIVE PROBATIONARY PROCEEDINGS IN  
MY CASE MAY BE VIEWED AS " \_\_\_\_\_ " FOREWARNED  
IN PREVIOUSLY \_\_\_\_\_ OFFICIAL REPORTS AND TESTIMONY.  
FURTHERMORE WHEN REMINDED THAT PRIOR SENTENC-  
ING IN MY CASE BREACHED FEDERAL STATUTE, BY VIOLATIVELY  
PROVIDING APPROXIMATELY \_\_\_\_\_ IN CUSTODY, THE

COMMISSIONER BRIEFLY OPINED, THEN VOICING SUSPICIONS<sup>(S)</sup>  
RELATING TO TIMING/TIMELINESS OF MY  
PLEADING, FELT COMPELLED TO STIPULATE AN ADDITIONALLY  
VIOLATIVE PRISON SENTENCE.

ADDITIONALLY, THE COMMISSIONER FAILED TO RECUSE  
HERSELF FROM THE CASE AS DUTIFULLY OBLIGATED, ON  
GROUNDS OF CONFLICTING INTERESTS ARISEN FROM  
SPECIAL ACTION PROCEEDINGS THAT I'D FILED AGAINST HER  
IN FOR SANCTIONABLE CONDUCT.

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END