State of Arizona

COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-142

Judge:

Complainant:

ORDER

January 25, 2022

The Complainant alleged that two superior court judges did not properly disqualify themselves due to a conflict of interest.

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 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 members Roger D. Barton and Joseph C. Kreamer did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on January 25, 2022.

CONFIDENTIAL Arizona Commission on Judicial Conduct 1501 W. Washington Street, Suite 229 Phoenix, Arizona 85007 FOR OFFICE USE ONLY

21-142

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.

appointed new judge Judge of Due to the previous and intense litigation over the this is highly inappropriate and presents an undeniable bias and conflict of interest to the parties in this case:

Judge and Judge should be recused. In this situation, an independent judge must pick a judge to oversee this case.

Also Judge has an additional conflict of interest with his relationship with

Title 28 of the United States Code (the Judicial Code) provides for standards for judicial disqualification or recusal. The official rule states that "[a]ny justice, judge, or magistrate judge of the United States shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned."

Both federal and state law holds that judges must recuse themselves if there are grounds to do so. Depending on the circumstances, judges are subject to punishment for not recusing themselves.

This is a CLEAR CONFLICT OF INTEREST and must not stand!!

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