

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-352

Judge:

Complainant:

ORDER

April 7, 2022

The Complainant alleged a justice of the peace violated his constitutional rights by entering contradictory orders.

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 Christopher W. Ames and Delia R. Neal did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on April 7, 2022.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

21-352

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.

on a minute entry dated
on a minute entry dated
device.

, the court acknowledged the installation of interlock device.
the courts re-tracked its decision and ordered proof of interlock

This is unconstitutional and has violated my constitutional rights.

Attached minute entries;

CITY OF

COURT

STATE OF ARIZONA

Plaintiff

Case No.:

DEFENDANT

MINUTE ENTRY

It is ordered that all court participants and visitors wear their own mask, or other face-covering, when entering the courthouse. A COVID-19 screening protocol is in place as you enter through security, which may include body temperature screening. Persons who refuse to cooperate with, or who do not pass established screening protocols, or refuse to wear a mask or face covering shall be excluded from entering the courthouse.

While the courts remain subject to COVID-19 protocols and to reduce in-person appearances, the court will not hold in-person open court. If you are not able to comply with the court's order in this matter, please contact the court at _____ and explain why you are not able to comply. Also, please provide a current mailing address and telephone number. After the court reviews your request, the court will either modify existing orders or order you to appear in court on a specific date and time. Modified orders or orders to appear will be sent by mail or email.

The court issued a warrant for defendant's arrest and set a cash bond in the amount of _____. The court issued the warrant because defendant failed to make payments, failed to provide proof of completing counseling, did provide proof of installing an ignition interlock, and failed to provide proof of completing jail time.

Around _____ the defendant posted the cash bond and paid a service fee. The service fee is non-refundable. The cash bond will be applied to the outstanding balance of fines due and owing in this matter. Any difference will be returned to the defendant within four to six weeks.

All other orders remain the same.

Dated: _____

I sent a copy of this order to:

Prosecutor

Defendant

Clerk of the Court

Date

CITY OF

COURT

STATE OF ARIZONA

Plaintiff

Case No.:

v

DEFENDANT

MINUTE ENTRY

It is ordered that all court participants and visitors wear their own mask, or other face-covering, when entering the courthouse. A COVID-19 screening protocol is in place as you enter through security, which may include body temperature screening. Persons who refuse to cooperate with, or who do not pass established screening protocols, or refuse to wear a mask or face covering shall be excluded from entering the courthouse.

The state and defendant appeared for a sentencing review. It is ordered granting defendant until _____, to provide proof of installing an ignition interlock device.

If the court has not received proof of installation by that date, it is ordered that defendant serve the remaining _____ days of jail time.

All other orders remain the same.

Dated: _____

I received a copy of this order.

Defendant

Date

Certificate of Service: