

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-395

Judge:

Complainants:

ORDER

April 21, 2022

The Complainants alleged a superior court judge failed to recognize fraud perpetrated by a defendant in a civil lawsuit. They also alleged the judge failed to inform them of the entry of a final judgment dismissing their case such that they could properly pursue an appeal.

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).

Commission members Christopher W. Ames, Louis Frank Dominguez, and Joseph C. Kreamer did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on April 21, 2022.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2021-395

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.

Judge _____ never recognized the fraud in this case instead was very unethical and impartial in her ruling toward the Defendants, costs and answered only Motions filed by Attorney _____

Judge _____ left out the "appeal" terms while she signed a Judgment.

Plaintiffs were never made aware of the Judgment then filed, certified by Judge _____ in favor again toward Attorney _____ and his client for the benefit of the Defendants.

Again never recognizing the fraud involved.

_____ needs to be sanctioned in favor of Plaintiffs in this case.

Judge _____ reacted impartial, dishonest and made a false Judgement against the Plaintiffs.

_____ one of the Defendants prepared and recorded fraudulent documents against the Plaintiffs; Judge never once recognized the fraud.

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Offices

**IN THE COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF**

Plaintiffs,
vs.
Defendant.

No.
**JUDGMENT FOR
GENTRY DEFENDANTS' COSTS**
[Before the Honorable

Defendants,
(hereinafter collectively) having filed a Statement of Costs and Notice of
Taxation of Costs and good cause appearing,
THE COURT FINDS that, upon consideration of the Motion to
Dismiss, Plaintiffs' Response and Reply thereto,

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1. A dismissal Order as to the _____ was granted/entered by this Court on _____
2. An award of attorneys' fees was denied; and
3. As a prevailing party, the _____ were entitled to recover their taxable costs.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the

_____ are hereby awarded and have judgment against Plaintiffs for their taxable costs in the sum of _____ plus post judgment interest accruing at the legal rate of _____ per annum beginning as of the date of the signing of this Judgment and accruing until such time as paid in full.

FINALLY, IT IS ORDERED Unofficial Document _____ this Judgment resolves all the claims against the _____ herein, and the Court therefore finds that there is no just reason for delay and expressly directs that this Judgment be entered at this time as a final Judgment **as to the** _____ pursuant to Rule 54(b), *Ariz.R.Civ.P.*

DONE IN OPEN COURT this _____

**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST FIVE
PAGES OF ANY DISMISSED
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE
REMAINDER OF THE
COMPLAINT IN THIS MATTER,
PLEASE MAKE YOUR REQUEST
IN WRITING TO THE
COMMISSION ON JUDICIAL
CONDUCT AND REFERENCE
THE COMMISSION CASE
NUMBER IN YOUR REQUEST.**