

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-063

Judge:

Complainant:

ORDER

February 8, 2023

The Complainant alleged a justice of the peace allowed inaccurate information about a civil case to appear on a court public information website.

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 member Michael J. Brown did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on February 8, 2023.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2022-063

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.

Please Investigate

* Please Remove my Middle Name
and
Middle Initial
from everything possible

* I am not the Plaintiff in
regards to
Public and
are reporting me as plaintiff and
I am not the Plaintiff

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Name: _____

Judge's Name: _____

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ALL

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All

Direct Line:

Re: File No:
Respondent:

Dear _____ :

On _____ I reviewed your written charge submission regarding Mr. _____
dated _____. On that same date, I reviewed the public access court docket and
information available for the underlying civil case arising out of the _____ Court.
Also, on _____ I spoke via telephone with staff personnel named _____ with the
_____ Court. After sending a copy of the written charge to Mr. _____ for his
review, on _____ I reviewed information that Mr. _____ emailed to me.

It does not appear that there is clear and convincing evidence of ethical misconduct. You
alleged that Mr. _____ is responsible for the listing of you as a "Plaintiff" on the Public
Access Case Lookup website that is maintained by the Arizona _____ Court. Mr.
_____ denied that he has the ability to enter data into this website. In my contact with
_____ at the _____ Court, she verified for me that their internal database and
case management system shows that you are the named Defendant in this underlying civil
case, not the named Plaintiff. As specifically stated on the homepage for the Public Access
Case Lookup website, "The information may not be a current, accurate, or complete record
of the case" and "the Arizona judiciary does not provide any warranty, express or implied,
that the information provided is accurate, current, correct, or complete." There has been no
evidence of any kind presented to show that Mr. _____ is responsible for the inaccurate
data on this website.

I have determined that further investigation is not warranted at this time and our file has
been closed.

Pursuant to Rule 70(a)(4), Ariz. R. Sup. Ct., the record of this charge will be public for
_____ from the date of this letter. Pursuant to Rule 71, Ariz. R. Sup. Ct., the _____ file
may be expunged in _____ years.

Sincerely,

**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.**