

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-335

Judge:

Complainant:

ORDER

September 15, 2023

The complainant alleged denial of due process and improper demeanor by a justice of the peace hearing an eviction 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).

Commission member Barbara Brown did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on September 15, 2023.

CONFIDENTIAL

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

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COMPLAINT AGAINST A JUDGE

Name: _____ Judge's Name: _____ Judge

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.

This document is a formal complaint against Judge _____ of the _____ Precinct. I was seen in his court on _____. It was my understanding that matters are brought before the courts, specifically a judge for review and impartial commentary. During my eviction hearing the plaintiff's lawyer informed the judge "

" I informed the judge that this information was inaccurate. I informed him that not only did I have a check waiting for the apartment complex, but I had documentation to support the fact that they were aware and in correspondence with the _____ prior to, during and after sanctioning me to court. By taking me to court, my complex not only received more money from the _____ but were awarded a judgment by _____ that has caused me significant distress. I was taken advantage of both by my apartment complex and by a judicial system that is supposed to ensure I am heard. In a legal setting all facts should be considered, yet the judge ruled in favor of the plaintiff who blatantly lied in court without one look at the extensive documentation I had prepared in my defense. It is disheartening because I am so young and was battling the after effects of a global pandemic while living alone. Simply put, Judge _____ did not fulfill his obligation as a judge and his behavior is likely reflective of a larger issue. I am sure I am not the first young, vulnerable, ignorant minority without the proper resources to advocate for my own defense. The entire hearing was recorded and therefore what I am saying can be corroborated. Why did the judge refuse my evidence? I have rights that were blatantly disregarded. This is an improper use of authority and suppression of evidence; evidence that would have freed me from being blacklisted as a tenant and unable to find adequate housing to date. I am extremely dissatisfied in the injustice that I faced in the _____ Precinct and need a response, review and explanation of the conduct used in court. Ethical misconduct should not be tolerated in any legal capacity and I will not rest until the judgements made against me are removed and guidance is provided to _____ on judicial integrity. I understand the commission cannot reverse court orders or assign a new judge to a case as aforementioned; however it is expected and appreciated if the commission directs me to the property entity to do so.