

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-396

Judge:

Complainant:

ORDER

January 11, 2023

The Complainant alleged a superior court commissioner was biased and violated his due process rights when considering a petition for injunction against workplace harassment.

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

Copies of this order were distributed to all appropriate persons on January 11, 2023.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2022-396

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.

1. Hon _____ showed extreme bias towards me, the defendant in the matter. The Judge did not schedule a hearing within _____ as required by law because the Plaintiff's (State of Arizona) "witness" was going to be absent. When Hon _____ rescheduled the hearing, almost a month later, the Plaintiff did not bring this supposed crucial witness to the stand. _____ did not question why this supposed crucial witness was missing. That was the whole reason for the rescheduling.

2. Hon _____ scheduled an hour hearing. Giving Plaintiff and Defendant _____ minutes each to present their case. Honorable _____ allowed the Plaintiff attorney's _____ and _____ to present their case. When Defendant raised concerns about the time, Hon _____ rudely asked the Defendant if he was keeping time for him. Defendant was given _____ to rush over his presentation. Because Defendant had only prepared and was expecting a _____, a lot of video evidence wasn't brought to court to prove what the Plaintiff witness _____ and Attorneys (_____ said was a lie. The Plaintiff's petition was to threatened and force Defendant to stop requesting public records.

Examples of conduct violating the Code include rude or abusive demeanor. Total bias. Totally unfair judge. A judge is supposed to be fair.

3. I have petitioned the Appeals Court to review this matter.

4. Thank you for your time.