

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-433

Judge:

Complainant:

ORDER

May 25, 2023

The Complainant alleged a municipal court judge improperly denied a motion to continue.

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 Denise K. Aguilar did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on May 25, 2023.

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

FOR OFFICE USE ONLY

2022-433

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.

My name is _____ On _____ I was traveling from _____ down _____ road to pick up my daughter from _____ and go see my father that passed away early the next morning.

I was pulled over at _____ on _____ and _____ by Officers _____ and his field training Officer _____ and I was cited for driving while displaying suspended plates and speeding greater than reasonable and prudent, but absolute blatant lies.

Fast forward to my arraignment date in court on _____ with Judge _____ I explained to her the situation and she said I would have to have a hearing with the officer present, and I asked if I could subpoena the officer _____ and their sergeant, she said I would have to file a motion for that. So I got my court date for _____ went downstairs and filed the motion for Officer _____ and their sergeant. I received a call later from the clerk, that the judge signed the subpoena.

Around the evening of _____ I felt ill, feverish and my body was aching, _____ pretty much got worse over the weekend, I couldn't do much, in my head I thought my court date was _____ and I couldn't look in my calendar to realize it was actually on _____ either way I could not have filed a motion to move the date on the weekend (E-filing is new and _____ court is closed) either way. When I finally was able to on the _____ I wanted to call the court, so I visited the site and saw that I could file a motion online, which I did.

Judge _____ replied back that since I was 2 days late, she would not reschedule the hearing, and I had to pay the fines, I pleaded with her and still a hard no, I pleaded with Judge _____ that Judge _____ was being unfair and Bias and still a hard no, to a point where we are literally like two children sending motions back and forth, and today's threat from him that I will _____

Since when are we not allowed to defend ourselves for something we did not do? I was sick, and it was out of my control when I got sick. Why should I have to spend my money for something that is not true. I have proof of everything, _____ says my plates were never suspended, police body cam will prove that I was not speeding, but instead, I received citations because _____ officers got their feelings hurt after I respectfully asked why my plates were being run. Why is it ok, that these two judges can do whatever they want? I am no lawyer, but I certainly will not let Judge _____ bully me, and I will take this up as high as I can, I will not pay or take responsibility for things I didn't do. Today's reply was enough for me " _____ so basically pay the fine or I am going _____

to make it worse for you?

How is it okay that a guy who kills 6 people, can get up and defend himself in court, but I can't defend myself for frivolous citations?

Never in my 20 years in _____ have I dealt with ANY officer as horrible as _____ I have been in front of Judge _____ Judge _____ or Judge _____ over the years and never felt they were unfair.

Sit through one of Judge _____ court days and watch how she tries to deter defendants from fighting citations, she literally makes them feel like they have no choice but to pay, I think her famous words were " _____ "

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