

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-474

Judge:

Complainant:

ORDER

September 15, 2023

The complainant alleged improper legal rulings and denial of due process by a superior court commissioner hearing a criminal 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.

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

FOR OFFICE USE ONLY**2022-474****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.

Hi, my name is _____ and I am filing
this complaint on the judicial misconduct of judge
_____. On _____ I had court in front
of judge _____ for the first time in _____ court
and my attorney did not show up to court.
_____ was my court appointed attorney, however the clerks
in judge _____ court room gave me the wrong
attorney name and number to call. I had not met
my attorney or spoken to him prior to my court hearing
that day. Judge _____ rescheduled my court date
to _____ and when I could not make it to court
for a physical appearance because of an emergency
and scheduling change not of my own request as I
was in court for my original court date of _____
and the court was not prepared to hear me as scheduled,
judge _____ chastized me on the phone as the
virtual log in for a video hearing they sent me came
with no log in password, so I could only call in
via a phone call for my hearing. Judge _____
put a \$_____ failure to appear warrant for my arrest
unreasonably. I self-surrendered and was released
by the _____ judge. On my next court date
in front of judge _____ on _____
as _____, changed my pretrial release conditions

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without following ARS statutes for pre-trial and release conditions. My conditions were changed without the prosecutor filing any motions to change or modify my release conditions. Judge _____ changed my conditions on their own free will without following the law. Evidence is in my court audio and video transcripts of these conducts. Motions for changes of release conditions and a hearing must be set in order to change those conditions set by another judge. The prosecution never filed these motions prior to my court date. On _____ at my court hearing Judge _____ once again sent me to jail on an alleged failed urine test for alcohol. A \$ _____ cash only bond was placed on me and remanded me so I could not see another judge because the other ones never kept me in jail on unreasonable charges. My DUI case has no trust-worthy bloodwork evidence, as _____ no longer works for the state as a lab technician for _____ as a blood analyst due to theft and dishonesty, there is no video evidence of me driving the car, no gas in the vehicle when police arrived, no keys in ignition, and judge _____ has refused to release me after several motions for bond reduction or dismissal of my case due to lack of evidence. I have been in jail awaiting trial for _____ months and my trial dates have been moved twice without my request.