

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-287

Judge:

Complainant:

ORDER

November 17, 2023

The Complainant alleged a superior court commissioner in her first restitution hearing found against Complainant without consulting another judge.

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).

Copies of this order were distributed to all appropriate persons on November 17, 2023.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2023-287

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.

I appeared before _____ on _____ for a restitution hearing. She stated on the record this was her first restitution hearing. I was seeking _____ from defendant from the loss of value. I was not seeking loss of wages or time spent to have car repaired, rentals etc. as provided by ARS 13-804.

I am the victim in the above case. I was sideswiped by defendant _____ on _____ about _____ at the westbound _____ split. I was attempting to go north on _____ to go home and _____ was going south on _____ to go to his sister's house where he was living with her husband and _____ children. _____ was so intoxicated he didn't even realize he had hit another car and knocked it into the next lane of travel. I followed _____ with _____ on the line. _____ passed out at the light in the southbound right hand lane at _____ and _____. I noticed _____ PD unit behind me and asked them to stop him for _____. This was his _____ extreme DUI in _____ years.

I lost 1/3 of the value of my car as the repair was listed on _____ when I traded it in at _____ on _____ for a new car. They in turn sold my car at auction. All exhibits (3) filed in court case.

I minimized my restitution amount by filing a loss of value claim against _____ defendant's sister, insurance _____, which are averages against similar repairs in online database. Adjuster did low ball at _____ and I did high ball and ended up at _____.

I overheard _____ making disparaging remarks about this stupid restitution hearing prior to, in the restroom.

_____ found that I was sufficiently made whole without consulting with another judge on her first restitution hearing and the whole thing was confusing to her. _____ may not consider _____ much money when she makes hundreds of thousands at the hands of the public who pay for her bias, but those on fixed Social Security do, especially during the heat of the day and exhorbitant parking fees!

I am beginning to think there is a systemic, callous, disregard for victims in the _____ County Court!

-----Original Message-----

From:

Sent:

To: Commission on Judicial Conduct <CommissionJudicialCo@courts.az.gov>

Subject: Re: Judicial Complaint

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Autocorrect changed the name of the witness from _____ to _____ Sorry

> On _____ at _____ Commission on Judicial Conduct <CommissionJudicialCo@courts.az.gov> wrote:

>

>

>

> The Commission is in receipt of your email.

>

> Our standard acknowledgment letter with additional information will be forthcoming. Thank you.

>

> Arizona Commission on Judicial Conduct

> 1501 W. Washington, Suite 229

> Phoenix, AZ 85007

> 602-452-3200

>

>

>

> -----Original Message-----

> From:

> Sent:

> To: Commission on Judicial Conduct <CommissionJudicialCo@courts.az.gov>

> Subject: Judicial Complaint

>

> CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

>