

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-379

Judge:

Complainant:

ORDER

March 1, 2024

The Complainant alleged a justice of the peace would make an improper finding of service at the eviction hearing.

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 members Barbara Brown and Louis Frank Dominguez did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on March 1, 2024.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2023-379

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.

On _____, unknown time, _____ had an eviction case brought to him by _____ an acting out-of-state agent for _____, which is a landlord company in the state of Arizona. _____ showed the judge that there was a _____-day notice handed to us, which it was not and still has not been as I have proof of non-delivery, so the judge approved an illegal eviction on behalf of _____. I am writing to the commission today to relay that a judge is approving matters in the city of _____ with little to no evidence and granting orders illegally. Tomorrow is the eviction hearing but we were already moving out before the illegal eviction notice was posted on our door as well, which doesn't make any sense since we were already leaving after providing notice. We are now moved out and out-of-state but the eviction trial will most likely result in a default judgement on the plaintiffs behalf if we do not represent ourselves. The judge should be removed from his position or he should resign as he is either now too incompetent to handle his caseload or cares not to. Thank you for your time.

Sorry we missed you while you were out

Date: _____

The item was sent by: _____

It was sent to: _____

At this address: _____

About the missed delivery:

It was a:

____ Package Letter ____ Large envelope

USPS® Smart Parcel Locker Eligible
(Smaller than 17Hx13Wx23D)

Available for pickup date: _____

This is the:

First attempt Final notice

To schedule a redelivery:

Scan the QR code or go to
usps.com/redelivery

Article number:

We have item/s for you which we could not deliver because:

It requires a payment of \$ _____ for:
____ Postage due ____ Customs

Receptacle full/item oversized

No secure location available

No authorized recipient available

Signature required

_____ must be 18+ years old ____ must be 21+ years old

Other: _____

Please see reverse to schedule redelivery or pickup.

PS Form 3849, September 2022

ARS 33-1368 : day is required