

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 10-234

Complainant: No. 1373210145B

Judge: No. 1373210145A

AMENDED ORDER

The complainant alleged that the chair of the commission improperly participated in an appellate decision while he had a complaint pending with the commission. In his response, the judge explained that he did not become aware of the relevant complaint until after the appeal was over and that the pending complaint could not, therefore, have affected the outcome of the appeal. Accordingly, the commission found no misconduct and dismissed the complaint pursuant to Rules 16(a) and 23.

Dated: December 9, 2010.

FOR THE COMMISSION

/s/ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on December 9, 2010.

This order may not be used as a basis for disqualification of a judge.

COMPLAINT AGAINST A JUDGE Your name:
 Judge's name

was **Presiding Judge of the Court of Appeals –**
and Concurring Judge in the Memorandum-Decision
2 CA-CV 2010-

He sat in Judgment in a case WHILE the Plaintiff Pro se,
 , had pending a Complaint against Two Judges
JOHN PELANDER and SCOTT BALES # 10 - 184

WHILE

HE WAS CHAIRMAN of The Commission on Judicial Conduct

and therefore had the Ethical Responsibility to have **RECUSED HIMSELF**

RULES OF THE SUPREME COURT CODE OF JUDICIAL CONDUCT

**Canon 1. A Judge Shall Uphold the Integrity
 And Independence of the Judiciary**

Canon 2.B A judge shall not allow family, social, political or other
 relationships to influence the judge's judicial conduct **or judgment**

He shall not be biased in favor of Supreme Court colleague judges

**Canon 3. A Judge Shall Perform the Duties of Judicial Office
 Impartially and Diligently**

“(5) A judge shall perform judicial duties without bias or prejudice.”

VIOLATED THESE CANONS

September 15, 2010

Copy: Rachelle M. Resnick, Clerk of the Arizona Supreme Court
 402 State Courts Building, 1501 W. Washington St., Phoenix, AZ 85007