

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 11-114

Complainant: No. 1417910669A

Judge: No. 1417910669B

ORDER

The complainant alleged that a justice of the peace improperly met with the jury during their deliberations. After considering the allegations and the judge's response, the commission found no ethical misconduct on the part of the judge. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: July 20, 2011.

FOR THE COMMISSION

/s/ George Riemer

Executive Director

Copies of this order were mailed to the complainant and the judge on July 20, 2011.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY**2011-114****COMPLAINT AGAINST A JUDGE****Your name****Judge's name****Date:**

4/12/11

Instructions: Use this form or plain paper of the same size to file a complaint. Attach additional pages, as needed. Please describe in your own words what the judge said or did that you believe constitutes judicial misconduct. To help us understand your concern, be specific and list all of the names, dates, times and places where the conduct occurred. Include only copies of original documents or court recordings that are relevant to your allegations. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

On January 7, 2011, I, along with my attorney, Mark Williams, appeared in court at Estrella Mtn. Justice Court in Buckeye, Az. for Jury Trial. The Judge for this Trial was, and the Court Clerk was Tina Clermont. Along with my attorney was his fiancée Gloria Chavez.

I believe there was misconduct on the Judge's behalf, because without telling anyone in the court he walked into the deliberating room and closed the door behind him, and he did this while the jury was in there deliberating the verdict. He had to be in there more than 7 minutes alone with the jury. My attorney complained to the clerk Tina Clermont and she went to the deliberating room and open the door and ask the Judge to step out. During the time that Judge was in there alone with the jury we will never know what was said. My attorney explained to me that this was clearly misconduct on the Judge's behalf and also against Arizona law. We submitted for a new trial and were denied by another Judge there at Estrella Mtn Court. This is an old case that was first dismissed on 2009.