

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 13-100

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Judge:	No. 1423710712A
Complainant:	No. 1423710712B

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**ORDER**

The complainant alleged a justice of the peace unfairly denied her motion to continue and alternative request to attend traffic school without having to appear in court.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After reviewing the information provided by the complainant, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. The commission does not have jurisdiction to review the legal sufficiency of court rulings. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: June 6, 2013.

FOR THE COMMISSION

/s/ George Riemer  

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George A. Riemer  
Executive Director

Copies of this order were mailed to the complainant and the judge on June 6, 2013.

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

04/25/2013

APR 29 2013

Commission of Judicial Conduct  
 1501 W. Washington Street, Suite 229  
 Phoenix, AZ 85007

Dear Judicial Commission,

I am filing a Judicial Complaint against  
 complaint is for denying me due process of law on traffic  
 70mph in 55mph zone, on February 13,2013. (Enclosed)

This  
 for allegedly doing

On or about March 1, 2013, a complaint was filed against me in the  
 speeding (see enclosed) I plead not guilty.

for

On or about April 1, 2013, a trial date was set April 26, 2013.

On or April 15, 2103, I wrote a letter to the Justice Court  
 requesting a  
 postponement in my trial date. I work as a substitute teacher and had been assigned a 6 week  
 long term assignment for a 4<sup>th</sup> grade class whose teachers husband had died (committed  
 suicide, he was a veteran with PTSD) and mailed on the same date explaining why I would not  
 be able to make this court date. I am unsure as to when the letter arrived but should have  
 taken no more than 1-2 days. (enclosed)

On April 19, 2013, I contacted the courts and was told by Clerk of the Court,  
 the judge  
 still had not signed the letter one way or the other and to call back later.

On April 22, 2013, I contacted the courts again and spoke with Clerk of the Court,  
 who said letter, was not in her possession and returned by judge but she would look on the  
 desk of Judge to see if signed. It had and I had been denied a postponement. I asked what  
 could be done as there was no way I could make the courts since the teachers husband had  
 been in the classroom a great deal and there was no way I would leave these kids who were  
 very upset over their death of their classroom teachers husband, who was a Afghanistan  
 Veteran and suffered from PTSD, and had ultimately committed suicide, I knew no other details  
 than this. While I did not put that in the letter I did say he had died and out of respect for the

teacher did not give details. I asked instead of pleading guilty could I go to traffic school? said, I could but I had to come to the courts in person to fill out the paperwork before April 26, 2013.

I explained I live 200 miles away and that would completely defeat the whole reason why I could not come to the courts in the first place. In addition to the expense involved in traveling, plus having to pay for traffic school, would still require me to take time off of work and all was not feasible for me. I explained, it was bad enough I had to plead guilty for something I was not guilty of and not be allowed to defend myself but if I could come I would of kept my not guilty plea and just appear in court. had said, I could write the judge and see if she would allow me to do over the phone or some other way. I told that is what I would do and would put to her attention.

On April 22, 2013, the same day as speaking to , I sent the letter requesting traffic school with her attention on envelope and my phone number. (enclosed)

On April 25, 2013, I received a call from stating that denied my request to not come to court to do nothing more than fill out paperwork for traffic school. Something that could easily be done online or by phone or fax, thus forcing me to either take off of work, lose a \$155.00 in pay that I could not afford to do, and leaving students that really at this time needed consistency. Thus on this same date I had to pay a \$185.00 fine, plead guilty to my ticket that I did not feel I was guilty of and be able to face my accuser denying me the opportunity to defend myself, even by phone if need be, and now in addition to paying a hefty fine I have to pay extra in insurance for the next the 3 years for something that stays on my driving record and possibly hurting my future for any full time employment that could come my way due to what was a flawless record.

It is for all these reasons that I am filing a complaint and am respectfully requesting the Judicial Commission take some kind of action against for denying me all that was asked in a timely manner. I am also requesting, if possible either have the decision reversed against me and allow me to go to traffic school, or this complaint go on permanent record for not allowing me due process of law to defend myself as is part of my US Constitutional Rights as a United States Citizen. There was no reason given as to why I was denied not having to drive to AZ to do nothing more than fill out traffic school paperwork and it was equally wrong that I was denied the postponement of trial court that was filed in a timely manner.

Decision wronged me further by my now having a permanent mark against my driving record and forcing me to pay for the next 3 years more in insurance thus causing me further financial damage. This is wrong plain and simple and consideration for people living out of the area who are forced to take a guilty plea and not be allowed to defend themselves, should be given some kind of special consideration. I still claim my innocence and have been denied be able to prove this.