

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 17-034

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Judge:

Complainant:

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**ORDER**

The complainant alleged a justice of the peace failed to follow the law.

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.

The commission does not have jurisdiction to review the legal sufficiency of the judge's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23(a).

Dated: March 29, 2017

FOR THE COMMISSION

/s/ George A. Riemer

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George A. Riemer

Executive Director

Copies of this order were distributed to all appropriate persons on March 29, 2017.

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

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**2017-034**

**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.

Hello,

My name is \_\_\_\_\_ and I am the \_\_\_\_\_. We had a lawsuit filed against us by a tenant and the case was dismissed due to the tenants suing the wrong party. We filed a request for the attorney's fees and court costs that we incurred to defend this case because we are the prevailing party. Rule 139 of the Justice Court Rules of Civil Procedure addresses a judgment for attorney's fees and court costs. The Plaintiff did not object to any of the fees or costs but the judge still refused to grant us both of those amounts without even an explanation as to why we are not entitled to them. \_\_\_\_\_ denied all attorney's fees AND all court costs and I believe this is evidence that he abused his discretion. I am going to file a Motion for Reconsideration but am hesitant because I believe that \_\_\_\_\_ will summarily deny that because he has already chosen to not follow the law.

I thank you very kindly for your time and consideration.

Sincerely,