

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-199

Judge:

Complainant:

ORDER

Complainant alleged a pro tem justice of the peace was biased against him, rushed him, and provided inaccurate information.

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 review, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. The commission approved sending the judge an advisory letter regarding Rule 2.5(A) and the need to take care in issuing judgments consistent with the judge's decision. The complaint is dismissed pursuant to Rules 16(b) and 23(a).

Commission members Roger D. Barton, Peter J. Eckerstrom, Art Hinshaw and Diane M. Johnsen did not participate in the consideration of this matter.

Dated: November 13, 2017

FOR THE COMMISSION

/s/ Louis Frank Dominguez
Hon. Louis Frank Dominguez
Commission Chair

Copies of this order were distributed to all appropriate persons on November 13, 2017.

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

2017-199

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.

I AM FILING THIS COMPLAINT AGAINST JUDGE _____ BECAUSE I BELIEVE SHE VIOLATED RULE 2.2 AND 2.3(B) OF THE CODE OF JUDICIAL CONDUCT. I SAY THIS BECAUSE EVEN THOUGH I WAS THE PREVAILING PARTY AND I PRESENTED EVIDENCE OF MY DAMAGES TO MY ME # _____ IN DAMAGES. SHE AWARDED SHE AWARDED ME # _____ IN DAMAGES. I BELIEVE SHE DISPLAYED A RACIAL ANIMUS WHICH WAS THE REASON FOR THIS UNUSUAL DECISION SINCE THERE WAS NO DISPUTE BY THE OTHER SIDE ON THE DAMAGES. DEPRECIATION DAMAGES OF THE EVIDENCE IS THE CORRECT BURDEN OF PROOF, I BELIEVE I MET MY BURDEN BUT IT WAS DENIED JUSTICE.