State of Arizona

COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-286

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace failed to rule on her request for a default judgment.

The responsibility of the Commission on Judicial Conduct is to impartially determine if a judicial officer 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 a judicial officer's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judicial officer did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23(a).

Commission member Art Hinshaw did not participate in the consideration of this matter.

Dated: December 19, 2018

Copies of this order were distributed to all
appropriate persons on December 19, 2018.

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

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

2018-286

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.

Default Judgment - did not rule or acknowledge. Case was in Court partial payment render, Judge advised that remaining amount can be pursued in Justice Court. Defendant

V   All

documents were submitted for Judge ruling. Judge gave Defendant perferential treatment by not ruling on the Default Judgment. Judge requested a hearing

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No documentation was sent to the Plaintiff stating the time Date location. Plaintiff at an disadvantage No notification to attend hearing, incompetence of the clerk and Judge. Judge allowed this to happen no accountability. Misconduct violation as follows: "see attachment" Note: Default Judgement not ruled. on, Defendant missed date to respord, Default Judgement stands,

3

Judge   requested a hearing and no documentation was sent to the Plaintiff, so that I could attend, incompetence of the clerk and the Judge for allowing it to happen.

Violation as follow:

Canon 1.

Rule 1.1. Comment.

Rule 1.2. Comment 1, 3, 4, 5.

Canon 2

Rule 2.2. Comment 1, 2, 3, 4,

Rule 2.3. (A), (B), (C), Comment 1, 3,

Rule 2.4. (c) Comment

Rule 2.5.(A), Comment 1., 4., 5., Article

2, § 11

Rule 2.6. Comment 1., 2.

Rule 2.7. comment 1., 2.

Rule 2.8. Comment 1.

Rule 2.9. (A), (1) (b) (3), (4), (D)

Comment 6.

Rule 2.11 (A), 1.

Rule 3.5.