

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-159

Judge:

Complainant:

ORDER

August 12, 2019

The Complainant alleged a superior court judge had a conflict of interest in handling his criminal case.

The role of the Commission on Judicial Conduct is to impartially determine whether a judicial officer has engaged in conduct that violates the Arizona Code of Judicial Conduct or Article 6.1 of the Arizona Constitution. There must be clear and convincing evidence of such a violation in order for the Commission to take disciplinary action against a judicial officer.

The Commission reviewed all relevant available information and concluded there was not clear and convincing evidence of ethical misconduct in this matter. The complaint is therefore dismissed pursuant to Rules 16(a) and 23(a).

Commission members Christopher P. Staring and Roger D. Barton did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on August 12, 2019.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2019 - 159

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.

See attached letter

Commission on Judicial Conduct
1501 W. Washington St., Suite 229
Phoenix, AZ 85007

Ref: County Court

Commission:

This Commission is certainly " " of hearing from me. Regardless, I ask this Commission to look at the FACTS in this case and see how an errant (former) justice of the peace can influence the legal system surrounding him.

Introduction

If a friend of a judge came before the Court on, say, a DUI charge, by any interpretation of the " ", that judge would surely remove him/herself from the case without involvement.

In County that is certainly NOT the case.

Study Session

In I spoke at the County Board of Supervisors, " " The **SOLE** topic of the session was the closing of I, of course, was in favor of **CLOSING** the Court for being a waste of money, poor audits, and misconduct of the staff, to include Towards the end of the meeting all Supervisors gave brief speeches indicating that they were in favor of closing of (the next day the Supervisors unanimously voted to **CLOSE**). had a testy exchange with the Chairman, demanding a rebuttal to those speeches. The Chairman shut down and closed the meeting. immediately stood up and blocked the exit so he could speak. I tried to exit the Boardroom by going around but was bumped into the chairs (**I am disabled**).

After hearing all the Supervisors stated they would vote to close the court, why would I in any way be upset enough to assault anyone??? I was ELATED!¹

¹ One witness, claimed that I told that I was going to " " Let's see, I just spoke at the meeting and heard ALL the Supervisors state they were in favor of **CLOSING** What **ELSE** could I have possibly done to '??? Except, of course, file a complaint with this Commission.

was furious and panicky. He was seeing his job go down the drain.

directly contacted a Police Officer and requested an investigation into the events. He " " the story that I bumped into him.

Letter of Reprimand

Shortly AFTER this Commission issued a Letter against charges were brought against me for assault and disorderly conduct, again because retaliates against his disparagers. (An Arraignment was held on , by Magistrate During the hearing stated that she was recusing due to being the Complainant and forwarding the case to Presiding Judge

Facebook Page

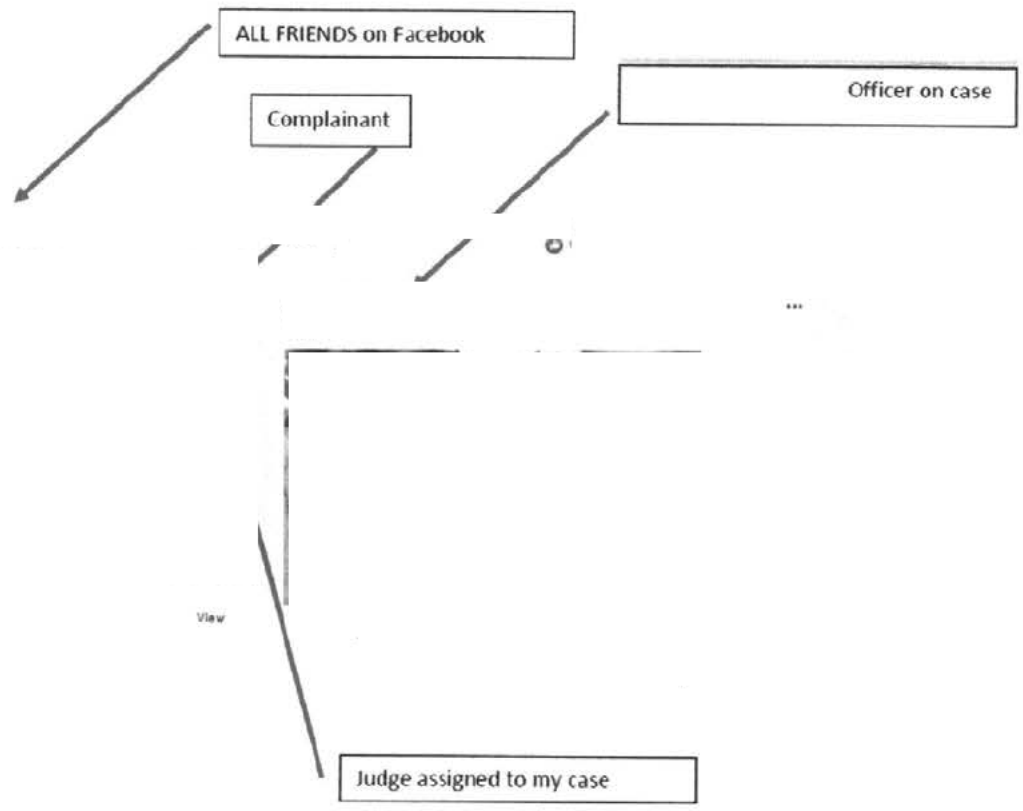
During my research of this case, I ran across some very disturbing findings on Facebook.

is the Police Officer that " ' the case in response to Call/Complaint. ; is the Judge assigned to the case. THEY ARE ALL FRIENDS. While this certainly gives an " " I believe it to be a strong indication of **COLLUSION**.

I expected this from and the Police Department, as it does not have a good reputation, BUT, I did NOT expect this from He certainly gives off the impression that he is a FAIR individual and worthy of trust. That has been shredded with this finding.

I searched the CJC's website for Social Media opinions but could not find any. Regardless, by definition, social media, is for social interactions (not professional) and must be treated as the same as " " in person. as a Court Judge should have refrained from social interactions with people he could deal with in court. (Judges should not be involved with Social Media except for elections when a separate page could be started, like the one started up (early) and was the

This Commission found that has problems with his professional AND personal integrity and four more violations of the Code. This Commission had ample opportunity to remove from the bench but chose to avoid that method. Now, he is back on the bench at **A judicial officer with problems with integrity certainly brings mistrust to the entire judicial process.**



Just as disturbing, _____ is friends with a witness in this case (_____) and _____ who also lost his job at _____ (Former _____)

 Friends

_____ was questioned about threats he made to _____ Supervisor _____ regarding the ousting of _____ as _____



**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST FIVE
PAGES OF ANY DISMISSED
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE
REMAINDER OF THE
COMPLAINT IN THIS MATTER,
PLEASE MAKE YOUR REQUEST
IN WRITING TO THE
COMMISSION ON JUDICIAL
CONDUCT AND REFERENCE
THE COMMISSION CASE
NUMBER IN YOUR REQUEST.**