

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-259

Judge:

Complainant:

ORDER

October 8, 2024

The Complainant alleged a justice of the peace improperly allowed a case to be moved from small claims court to a civil calendar.

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 does not have jurisdiction to overturn, amend, or remand a judicial officer's legal rulings. 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 Commission Rules 16(a) and 23(a).

Commission members Denise K. Aguilar, Barbara Brown, and Louis Frank Dominguez did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on October 8, 2024.

2024-259

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.

illegally
allowed Attorney to appear,
handle Defendants filings,
request a "transfer" to Civil
and answer Plaintiffs Complaint
WITHOUT WRITTEN
AGREEMENT from
Both Parties

CONFIDENTIAL

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

FOR OFFICE USE ONLY

COMPLAINT AGAINST A JUDGE SEE Attachment

Name:

Judge's Name: Court order
Poorly signed

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.

After a small claims complaint was filed at County Justice Court by Pro-se, Defendants had A Attorney appear, file an answer, and request a transfer to Civil Division. This Court appears to be "In Bed" with Defendant, and has been very Arrogant and Domineering towards Plaintiffs.

This serious miscarriage of Justice must be addressed, corrected and never allowed to happen again

Judge

County Justice Courts, Arizona



CASE NUMBER: _____

Plaintiff(s) Name / Address / Email / Phone

Defendant(s) Name / Address / Email / Phone

ATTN: _____

Attorney for Plaintiff(s) Name / Address / Email / Phone

Attorney for Defendant(s) Name / Address / Email / Phone

ORDER OF TRANSFER OF SMALL CLAIMS CASE TO THE CIVIL DIVISION

ARSCP 11

The Plaintiff Defendant has filed a Request to Transfer this Small Claims case to the Civil Division of this Court.

To preserve the right to appeal.

The party has obtained counsel.

A counterclaim exceeding the jurisdiction of the Small Claims Division has been filed.

Pursuant to ARSCP 11(a) and ARS 22-504(a)

IT IS ORDERED

The request is Denied due to untimely filing.

The request is Granted and it is ordered transferring this matter to the Civil Division of the Justice Court.

The Small Claims Hearing scheduled for _____ has been vacated.

IT IS FURTHER ORDERED:

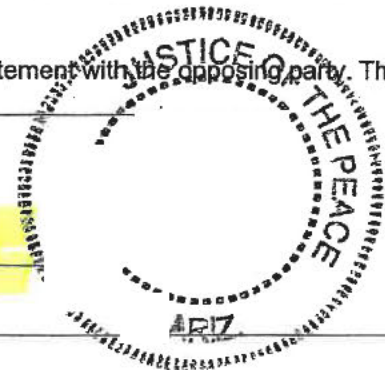
11/10/21
Action
FILED
JUSTICE COURT
By Justice of the Peace

YOU ARE REQUIRED by JCRCP 121 to exchange a disclosure statement with the opposing party. The Disclosure Statement is required to be exchanged on or before 5:00 PM on _____

A Disclosure Statement form is enclosed for the pro per litigant.

Date: _____

Justice of the Peace



I CERTIFY that I delivered / mailed a copy of this document to:

Plaintiff Plaintiff's attorney Defendant Defendant's attorney

Date: _____ By _____ Clerk

ARIZONA COMMISSION ON JUDICIAL CONDUCT

No action can be taken on your submission to the Arizona Commission on Judicial Conduct ("Commission") for the following reason(s):

- You have not provided the full name of the judicial officer(s) about whom you are complaining.
- The Commission does not have jurisdiction over judges outside the State of Arizona, federal judges, tribal judges, or administrative law judges.
- You have not described the conduct you believe constitutes ethical misconduct.
- Your submission consisted of a court filing/pleading. Commission staff cannot assume what portions of the document comprise your allegations of judicial misconduct. Please complete a complaint form and describe in your own words what you believe the judge did that constitutes judicial misconduct under the Code of Judicial Conduct. A copy of the Code is available on our website – www.azcourts.gov/azcjc.
- The Commission does not have jurisdiction over attorneys.
- The Commission does not have jurisdiction over court employees, constables, process servers, mediators, or arbitrators.
- Your submission is not legible.
- Other: _____

SEE REVERSE FOR ADDITIONAL RESOURCES

Your entire submission is being returned to you. No copies have been retained. Any future submissions to this office must include all documentation you deem relevant at that time.

For more information about how to file a complaint against an Arizona judicial officer, or to obtain a complaint form, please visit the Commission's website at www.azcourts.gov/azcjc.

ADDITIONAL RESOURCES

ADOT – Administrative Law Judge Complaints: ADOT Executive Hearing Office, 3838 N. Central Ave., Ste. 300, Phoenix, AZ 85012, phone: (602) 712-7737

Attorney Complaints: State Bar of Arizona, 4201 N. 24th St., Ste. 100, Phoenix, AZ 85016, phone: (602) 252-4804, www.azbar.org

Arizona Department of Economic Security: Contact Presiding Administrative Law Judge in that particular office at the number listed on the Notice of Hearing. Alternatively, call or write: (Phoenix Office) Arizona Department of Economic Security, Office of Appeals, 1951 W. Camelback Rd., Ste. 400, Phoenix, AZ 85015, phone: (602) 771-9019; or (Tucson Office), Arizona Department of Economic Security, Office of Appeals, 333 W. Fort Lowell Rd., Ste. 220, Tucson, AZ 85705, phone: (520) 629-0211

Other Administrative Law Judge Complaints: Office of Administrative Hearings, 1400 W. Washington, Ste. 101, Phoenix, AZ 85007

Arbitrator Complaints: Should be addressed to the court that appointed them. However, if the arbitrator was acting as a pro tem judge in your case, you may file a complaint with our commission by completing a complaint form.

Constable Complaints: Constable Ethics, Standards and Training Board, 1910 W. Jefferson St., Phoenix, AZ 85009, phone: (602) 252-6653

Federal District Court Judge or Magistrate in Arizona Complaints: Clerk, United States Court of Appeals, P.O. Box 193939, San Francisco, CA 94119-3939

Industrial Commission of Arizona – Administrative Law Judge Complaints: (Phoenix Office) Industrial Commission of Arizona, 800 W. Washington St., Phoenix, AZ 85007

Immigration Judge Complaints: <https://www.justice.gov/eoir>, or write: Assistant Chief Immigration Judge, 401 W. "A" Street, Ste. 800, San Diego, CA 92101, phone: (619) 557-6052