

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-263

Judge:

Complainant:

ORDER

October 8, 2024

The Complainant alleged a superior court commissioner made improper rulings in his mental health 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 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.

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

FOR OFFICE USE ONLY

2024-263

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.

In after filing for Release to less Restrictive Alternative, My Attorneys filed to contest the Supervision by the Services with additional "Conditions" or rules. ARS 36-3710 My Attorney were arguing "bailer plate" Conditions and that the court could not order Supervision by the when I am already on Probation. 36-3710(D)(4) when my attorneys and mentioned the word Probation, Judge told My attorney that he did not want to hear anything about Probation and ordered my attorneys not to speak about it. The fact that I am already on Supervised Release under probation bars the Court to also order Supervision for the same thing by a second state agency, statute dictates one or the other. Judge knowingly, and willingly violated state law and ordered that I also be Supervised by the for personal gain. The "Misconduct of the Court was ordering that the could supervise me as well

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as the County Probation, willingly and knowingly violating A.R.S. § 36-3710(D)(4) for personal gain.