

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-349

Judge:

Complainant:

ORDER

November 22, 2024

The Complainant alleged a superior court commissioner delayed ruling on a motion to exonerate a bond in a 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 Commission Rules 16(a) and 23(a).

Copies of this order were distributed to all appropriate persons on November 22, 2024.

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

FOR OFFICE USE ONLY

2024-349

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 have filed a Motion to Exonerate Bond that needs to be decided. The individual, _____, that the bond was paid for has been back in custody for over a year. While out on bond, he appeared at all his scheduled hearings and, of course, has continued to do so while in custody. I have been getting the run around trying to get the bond returned to me. I previously filed a Motion to Exonerate which was dismissed, I'm told the reason it was dismissed was because there was no clear relief requested although I believe the title of the Motion itself is self-explanatory. I have since filed a new Motion to Exonerate Bond and I don't know why it is taking so long to release the funds to me, _____ has had multiple court appearances since I filed the most recent motion and as far as I know, no decision has been made. Exonerating the bond will not have any impact on the case itself, I'm asking that a decision be made quickly and that the bond be released back to me.

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