

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-381

Judge:

Complainant:

ORDER

March 29, 2024

The Complainant alleged improper rulings by a superior court judge 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 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 member Joseph C. Kreamer did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on March 29, 2024.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2023-381

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 am writing to file a formal complaint against Judge _____ regarding his conduct during the recent legal proceedings involving my father, _____. I believe that Judge _____ exhibited several instances of misconduct during the trial that warrant investigation and potential corrective action.

Perjury Testimony: During the trial, it came to my attention that Judge _____ allowed perjury testimony to be used against my father, _____. This not only raises concerns about the integrity of the trial but also questions the judge's impartiality and commitment to upholding the law.

Motion to Dismiss: My father's attorney filed a motion to dismiss the charges against him. Despite presenting valid legal arguments, Judge _____ unjustly denied this motion. This denial has caused undue hardship to my father's case and raises questions about the judge's adherence to legal standards.

Disclosure of Prior Offenses: Judge _____ ordered that the jury members should not be informed about my father's prior convictions or his probationary status. However, the prosecutor disregarded this order and disclosed this information to the jury, potentially prejudicing their judgment. Judge _____ failure to enforce his own rulings is deeply troubling.

I request a thorough investigation into these matters to ensure that justice is served and that the actions of Judge _____ are reviewed in accordance with the principles of fairness and the rule of law. My aim is to ensure that no one else faces such injustice in the future.

Please inform me of the steps you will take to investigate these complaints and the expected timeline for resolution. I appreciate your prompt attention to this matter and the pursuit of justice.

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State of Arizona

FELONY CONVICTIONS

FOR INFORMATION PURPOSES ONLY

Date:

Defense Worksheet

State of Arizona
v.

AKAs:

DOB: Age: Sex: Race: Height: Weight: SS#:
 PLACE OF BIRTH: OH
 A
 Z
 D
 O
 C
 #
 BK#: :

DISSEMINATION IS RESTRICTED TO CRIMINAL JUSTICE AGENCIES ONLY
SECONDARY DISSEMINATION TO NONCRIMINAL JUSTICE AGENCIES IS PROHIBITED

FELONY CONVICTIONS

Arrest/Offense Date	Arrest Location	Charge, Class, Disposition and Date
		AGENCY CASE NUMBER: COUNT: OFFENSE DATE: DISPO: GUILTY DISPO DATE: FINE: Y RESTITUTION/N PROBATION: YEARS AZ COL: PROBATION REINSTATED
		YEARS/SS

DEFENSE

MISDEMEANOR CONVICTIONS

FOR INFORMATION PURPOSES ONLY

MISDEMEANOR CONVICTIONS

Arrest/Offense Date	Arrest Location	Charge, Class, Disposition and Date
		AGENCY CASE NUMBER: COUNT: OFFENSE DATE: DISPO: GUILTY DISPO DATE: FINE: Y
		AGENCY CASE NUMBER: COUNT: OFFENSE DATE: DISPO: GUILTY DISPO DATE: CONFINEMENT: JAIL DAY
		AGENCY CASE NUMBER: COUNT: OFFENSE DATE: DISPO: GUILTY DISPO DATE: FINE: Y

DEFENSE

EDC (EarlyDisposition Court) Information Sheet

Defendant: _____

Eligible for Pre-file TASC

Eligible for Post-file TASC

May offer TASC, if TASC criteria are met:

Not eligible for TASC:

Prior Participation in a Drug Diversion Program

Gang: _____

Open Cases: _____

Priors or Recent Misdemeanor Drug Strike

Other: _____

Offer: _____

DEFENSE

**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.**