

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-409

Judge:

Complainant:

ORDER

March 1, 2024

The Complainant alleged improper legal rulings by a justice of the peace hearing a civil 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 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 March 1, 2024.

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

FOR OFFICE USE ONLY

2023-409

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.

The Defendant stole my security deposit on [] The first Judge recused himself in first case. []
The Defendant's attorney, [] only filed SHAMS, violating AZ JCRCP Rule 109 with No Verification of Pleading with attorney signature, all pleadings filed in BAD FAITH, NO notarized Affidavits filed at all in both cases. I refiled case with Court approval [] Judge recused himself and transferred to [] Justice Court from [] Justice Court. The Defendant's attorney continued the aforementioned misconduct to the Court. I filed an complaint against Defendant's attorney [] in [] for first case.
*** Defendant's attorney's COUNTERCLAIM [] was filed past [] days late.
***I, Plaintiff filed [] in SMALL CLAIMS, Application of Default Judgment with all required proof to the Court.
*** [] Justice Court NEVER gave me a hearing in [] days.
On [] Justice Court recorded, elephonic no visual, bench trial was FRAUD IN THE COURT and misconduct by Judge [] and Defendant and Defendant's attorney =MISTRIAL.
***Defendant's attorney not the attorney on record and no Notice of Appearance to the Court,
***Judge [] did not swear in the Defendant and Defendant's attorney=misconduct. The defendant's witness company was NOT served by me, the Plaintiff. I informed the Judge at this time. The Defendant's evidence was never filed with the Court Prior to [] bench trial. Discovery and Disclosure violations. I told Judge [] Defendant's Counterclaim was filed past [] days late and is in my exhibits filed with the Court prior to [] bench trial on the telephone. Judge muted me, the Plaintiff TWICE excluding me from hearing what was being said. Judge [] allowed witness from a [] company to testify who was never served in my case Judge [] allowed Defendant's attorney to introduce exhibits, me, Plaintiff never received and were not filed to the Court is misconduct, fraud in the Court and prejudicing me the Plaintiff. [] never appeared as he is the property manager for the Defendant. Again, I objected and the Judge muted me. I told the Judge this is FRAUD IN THE COURT and not due process in [] days to be heard last year. The [] Justice Court clerk, [] manager is at fault as well for misconduct. I have reasons to believe both the Court Judge and Court clerks were paid off in both court cases. I told the Judge this is all illegal and I have NOT been treated fairly at all. I have sent email to [] to send me the [] 2 exhibits Defendant's attorney filed [] days ago and today and [] is wrongfully withholding the exhibits from me, Plaintiff. I filed to the [] Justice Court by email on [] Plaintiff's Motion to Recuse and Motion to Set Aside Judgment, 17 A.R.S. JCCPR, Rule 141 (c) and (3)(4) MISTRIAL FRAUD IN THE COURT AND NO ATTORNEY FEES A.R.S. 12-349. [] I left a message to [] Justice Court, manager, [] to post my Motion on Case History and she refuses to do her job again and to send me the [] exhibits and she refuses to do so.
Justice Court Judge is recused for impropriety and FRAUD IN THE COURT

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Arizona Code of Judicial Conduct Rule 81, violation of Canon 1, 2, and 3