

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-421

Judge:

Complainants:

ORDER

April 5, 2024

The Complainants alleged a superior court commissioner failed to hold a party accountable for alleged threats and slurs made in the courthouse hallway.

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 April 5, 2024.

Comp

2023-421

Judicial Ethics Advisory Committee

1501 W. Washington Street, Suite 229
Phoenix, AZ 85007

Judicial Ethics Advisory Committee:

I am writing to file a formal complaint regarding a serious incident that occurred on
outside of Courtroom involving attorney
(Bar #) and her client,

I, and my witness approached the courtroom for a
Protective Order hearing. Attorney client, aggressively
confronted us in the hallway, violating my active protection order against him.

He threatened me mumbling the words, "
towards the witness before calling him a "
then began provoking a physical altercation saying, "
". His attorney,
did nothing to prevent or stop this confrontation. Attorney also
failed to apologize to the court condemning the actions of her client. This showed a
substantial lack of accountability.

I immediately reported this violation to Commissioner in the
courtroom. Commissioner failed to hold or
accountable. Commissioner failed to address the violation by calling security, or
postponing the proceedings to address the crime as required under ARS 13-3602(P). By
proceeding with the hearing despite Defendant's willful contempt, Commissioner
violated Code of Judicial Conduct Rule 2.5 requiring impartiality.

Under ARS 13-3602, violating a protection order is a Class 1 misdemeanor.
also violated ER 3.3 by lying about her presence initially. As you know,
Commissioner had full authority and legal precedent to find in
contempt or impose other sanctions on the spot. Commissioner stated that there
were cameras in the hallway, but failed to address the matter before proceeding, negating
the seriousness of the situation. Her inaction enabled this violation and undermined the
court's own standing order.

I request a formal investigation per Code of Judicial Administration §1-303 into
Commissioner dangerous mishandling of this situation. I believe Commissioner
lack of response violates Code of Judicial Conduct Rule 2.12. I request that the
committee investigate and take appropriate corrective action to address her obligation to
control courtroom conduct. Please inform me of the exact procedures for submitting
judicial ethics complaints. To make certain this matter obtains proper due diligence, I will
be elevating this matter within every channel of the judicial system including the Civil
Rights Division of the U.S. Department of Justice citing civil rights violations.

Thank you,

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Judicial Ethics Advisory Committee
1501 W. Washington Street, Suite 229
Phoenix, AZ 85007

Judicial Ethics Advisory Committee:

I am writing to file a formal complaint regarding a serious incident that occurred on
outside of Courtroom involving attorney
(Bar #) and her client,

As my girlfriend, and I, approached the courtroom for a
Protective Order hearing, attorney client, aggressively
confronted us in the hallway, violating the active protection order
obtained against him.

He threatened mumbling the words, "
' he then called me a "
provoking a physical altercation saying, "
' His attorney,
did nothing to prevent or stop this confrontation. Attorney also failed to
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