State of Arizona

COMMISSION ON JUDICIAL CONDUCT

| Disposition of Complaint 23-432 |
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ORDER

April 12, 2024

The Complainant alleged irregularities with three orders docketed in his superior court criminal case, and that a superior court judge improperly filed a motion in his 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 and Joseph C. Kreamer did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on April 12, 2024.

Judge:

Complainant:

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2023-432

COMPLAINT AGAINST A JUDGE

| Name: | Judge's Name: | | | | | |
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| words what y names, dates pages may be of the paper of | ons: Use this form or plain paper of the same size to file a complaint. Describe in your own at you believe the judge did that constitutes judicial misconduct. Be specific and list all of the ates, times, and places that will help the commission understand your concerns. Additionally be attached along with copies (not originals) of relevant court documents. Please complete one side or only, and keep a copy of the complaint for your records. | | | | | |
| See | Attached Complaint and cocuments | | | | | |
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COMPLAINT AGAINST A JUDGE

| Name: | Judge's Name: | | |
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| words what you believe the judge did that constitution names, dates, times, and places that will help the c | e same size to file a complaint. Describe in your own utes judicial misconduct. Be specific and list all of the commission understand your concerns. Additional pages f relevant court documents. Please complete one side of | | |
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Executive learn Arizona Supreme Court Phoenix AZ 85007 Re: Open Investigation Dear Executive team I am forwarding you a Copy of a Complaint. On or about, the Clerks office fileda Court order on or about , the Same petition/order was filed by the Court Clerks office On or about a pleading by Hon. was docketed. Three pleadings lorder are filed On Some Case. I don't believe goodfaith is at hand On or about Appellant filed a petition seeking review. I am asking for a investingation by the Executive Feam of the be Conducted, why are so many Pleadings lorder are being filed! I want to go on recorded and filed this Complaint. Before I am railroaded I am filing this Complaint, Three aders are outerageos.

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IN THE

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STATE OF ARIZONA

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| STATE | OF | ARIZONA, | | |
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| | | | | Respondent, |
| | | | v. | |
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| | | | | Petitioner. |
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ORDER DISMISSING PETITION FOR REVIEW

The record shows the

court, in an order dated

, and entered on (Order), denied a motion for rehearing of an order dismissing a petition for post-conviction relief. Petitioner filed a petition for review in this court on , seeking review of the Order. A petitioner who seeks appellate review of the court's final decision in a post-conviction relief proceeding must file a petition for review in this court within days after the court's decision. See Ariz. R. Crim. P. 32.16(a)(1), (3), 33.16(a)(1), (3). The petition for review was untimely because it was not properly filed within days of the court's final decision.

A review of the Order indicates Petitioner was not incarcerated at the time the Order was made and entered. Similarly, the petition for review indicates Petitioner was not incarcerated when he mailed the 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.