

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-515

Judge:

Complainant:

ORDER

April 19, 2024

The Complainant alleged a superior court commissioner improperly issued a search warrant.

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 Joseph C. Kreamer and Regina L. Nassen did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on April 19, 2024.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2023-515

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.

Regarding: Complaint against Judge _____ for signing a warrant based on inaccurate charges

I am writing to file a formal complaint against Judge _____ for signing a warrant for my arrest based on inaccurate and demonstrably false charges. This incident stems from an altercation at a _____ restaurant around _____ of _____, which ultimately led to the unwarranted raid of my apartment and seizure of personal belongings.

Detailed account of the incident:

I placed a pickup order at _____. Upon arrival, I noticed a bag with a receipt resembling my order. To confirm it was mine, I simply picked it up to check the name on the receipt. Unexpectedly, an employee forcefully ripped the bag with the sandwich from my hand while grabbing my arm with the other hand, refusing to release me. Despite repeatedly requesting them to let go, I was assaulted and forced to defend myself by deploying pepper spray. I then left the store without my order.

Unjustified warrant and arrest:

Several months later, Judge _____ approved a warrant for my arrest on charges of armed robbery in connection with the _____ incident. This claim is categorically false, as no robbery attempt occurred. Moreover, the charges later downgraded to robbery and then theft, highlighting the lack of any concrete evidence. The entire process, including the warrant and shifting charges, raises serious concerns about the judge's impartiality and adherence to proper procedures.

