

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-072

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge improperly denied a defendant credit for time served in a criminal case.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

The commission does not have jurisdiction to review the legal sufficiency of the judge's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23(a).

Dated: April 19, 2017

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were distributed to all appropriate persons on April 19, 2017.

This order may not be used as a basis for disqualification of a judge.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2017-072

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.

In the court room on record _____ had said that he was granting credit for _____ time served the _____ had said that she didn't want that granted and _____ had said it was his court room and that he was granting credit that it wouldn't be full time he was there that he would grant from a certain court date that _____ had in _____ that he did not want _____ Hired attorney to be filing a year from now. Well _____ did not file right away _____ was sentenced in _____ and _____ filed this year _____ and it was declined by _____ the same judge who granted credit on record, i am not sure if he reviewed the whole case before declining on something that he approved on record in front of me (_____ did not press issue obviously he did not care anymore as well he got paid _____ is in Prison. I had asked _____ why didn't you tell him he approved it on that day or pull records or transcriber on what _____ said basically he said that judge declined now there is nothing we can do, i have submitted a complaint with _____ and i am going to the media next if this is not corrected. What i am asking for is his credits that _____ was granted it may not mean much to _____ or _____ but i am _____ and we have kids that miss him and want him home so each day credited is a day sooner he will be home with his family. Maybe that is why _____ did not want to pursue it. I asked _____ to reach out to _____ so they can review what was said and granted. Basically, _____ sorry to bad. _____ of _____ . That is date _____ was sentenced well it was finalized because the first court date was in _____ for sentencing booking # was _____

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