

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 21-060

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Judge:

Complainant:

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**ORDER**

June 23, 2021

The Complainant alleged a superior court judge improperly recused from hearing 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 member Denise K. Aguilar did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on June 23, 2021.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**2021-060**

**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.

Please see attached narrative.

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IN THE COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF

IN RE THE MATTER OF:	)	Case No.:
	)	
Petitioner,	)	RECUSAL ORDER
	)	
and	)	HONORABLE
	)	
	)	
Defendant.	)	
	)	
	)	

The undersigned hereby recuses from presiding over any further hearings in this matter due to a conflict of interest or the appearance of a conflict of interest, and therefore;

IT IS ORDERED transferring this case to the Presiding Judge, the Honorable for reassignment.

IT IS FURTHER ORDERED the Order of Protection hearing scheduled for at (telephonic) is hereby vacated and shall be reset by the newly assigned judge.

Dated this \_\_\_\_\_ day of \_\_\_\_\_,

HONORABLE  
COURT JUDGE

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**COUNTY ATTORNEY**

**IN THE COURT  
COUNTY OF STATE OF ARIZONA**

STATE OF ARIZONA,  
  
Plaintiff,  
  
vs.  
  
Defendant.

Number:  
  
**STATE'S RESPONSE TO  
DEFENDANT'S MOTION TO RECORD  
COURT PROCEEDINGS**

The State of Arizona, by and through undersigned counsel, respectfully request the Court to deny Defendant's Motion to Record Court Proceedings. The allegations in this case are intrinsically tied to Defendant's very act of recording the Victim with his wide array of recording equipment. As a result of these acts, Victim has suffered tremendous pain, suffering, and trauma. One can only imagine how difficult it will be for Victim to be in the same courtroom as Defendant, let alone to allow the Defendant to once again point another camera in her face.

Furthermore, proceedings in Court are already recorded by court equipment. Absent a need to review for a specific, legitimate purpose, e.g. appeals, Defendant should not be granted the right to record all future court proceedings to, at best, satisfy an innate desire to keep records, at worst, to further inflict emotional trauma on Victim.

RESPECTFULLY SUBMITTED this day of



OFFICE OF THE COUNTY ATTORNEY  
County Center

AZ COURTS.GOV

ADMINISTRATIVE DIRECTIVE

ADMIN. ORDER

Telephone:

Fax:

**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.**