

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-083

Judge:

Complainant:

ORDER

August 4, 2021

The Complainant alleged a pro tem justice of the peace had a conflict of interest and made erroneous rulings in a civil matter.

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 Barbara Brown, Louis Frank Dominguez, and J. Tyrell Taber did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on August 4, 2021.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2021-083

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.

On _____ heard my case as the plaintiff. Before filing in civil court, I placed a complaint with the _____ Case was submitted to _____ on the merits of _____ pay. calculations on final ordered showed and amount \$ _____ owed to _____ Since _____ or the cannot issue a money judgment, I was instructed to file in civil court in order to get a money judgment. I filed _____ for a bench trial. During the process of filing, I had _____ motions that were not being answered. Causing me to refile a _____ After _____ my case was finally heard. The hearing started with a conflict of interest. Hon _____ has a close personal friendship with defendant's attorney _____ and _____ father. I felt i had no choice but to continue with the trial. Exercising my civil rights to collect on a money judgment. During trial Defendant attorney sited _____ and _____ Ultimately _____ siding with the defendant's attorney. _____ said he could not change the _____ ruling and dismissed my case. However, I was not seeking a change of ruling i was seeking a money judgment and stated that on my initial filing as breach of contract and to collect on the _____ calculations to _____ With that said the judge should have taken into consideration the fact I was seeking a money judgment and award me at least the _____ per the _____ but _____ did not and dismissed my case. While I had a valid _____ final order adopted by the _____ Defendant was allowed to file for attorney fees. Defendant attorney filed for _____ a severely unjust and over the maximum allowed for this court. Clear case of over - litigation after review of attorney fee application it was discovered that the defendant attorney included fee's not related to this case. Attorney fee application included excessive time spent on task, presented block billing to possibly hide more fees for another case, included duplicate work. The court also helped with the raise up the attorney fees by not properly responding to motions and Attorney would fail to answer motions resulting in more fees. The court should have denied the application or limit the fee award. _____ awarded Attorney fee of _____ substantially larger compared to the amount in controversy. The _____ court exist to allow unrepresented parties to have access to justice on claims and judgment enforcement that would otherwise be economically prohibitive to bring. This judgment has completely discouraged my confidence in the legal system as it has failed me. Now plaintiff will have to endure more financial hardship during a pandemic and unprecedented time. For the decision this _____ made while a conflict of interest existed it is clear the plaintiff had a valid judgment was severely unjustly heard and civil rights were infringed upon.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

--

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.