

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 24-318

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Judge:

Complainant:

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**ORDER**

October 25, 2024

The Complainant alleged a superior court judge showed gender bias by requiring an appellant to follow the rules in a lower court appeal.

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 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).

Copies of this order were distributed to all appropriate persons on October 25, 2024.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**2024-318**

**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.

We were following this case, and we now present an unfortunate issue to your honorable Commission. And most notably, we pray that this issue in our complaint is not rooted in any type of gender bias toward womens' judgeships. We hope that it was just a good faith, missed information moment by an appeals court judge, and not the appearance of gender-based disrepute nor some form of 'pulling rank' on women --outside of the spirit of your Code's Canon 2 - Rule 2.3.B.

As it appears, the Superior Court Judge [ ] did not acknowledge an Order issued by a judge [ ] in the [ ] Justice Court. She made judicial decisions in processing a defendant's appeal, as her court's clerks were completing the appeal packet to forward it to the [ ] Court.

Judge [ ] filed an Order on [ ] requiring the appellant to reduce the size of his appeal memorandum to [ ] pages. Judge [ ] Order made no reference to, nor any mention of, the lower court [Judge [ ] Order allowing the appellant to submit his [ ] ( [ ] page memorandum. Judge [ ] ruled that "

On [ ] Judge [ ] granted the defendant/appellant 'Motion for Reconsideration' of her Order denying the appellant permission to exceed the [ ] ( [ ] page limit for his appeal memorandum. That ruling granting the defendant's motion, is included in the appeal packet received by Judge [ ] in [ ]

The lower court Justice of the Peace, [ ] (D), tried to ensure fair due process within the pro se appellant's right to be heard on all of his issues and not just some of his issues, as according to your Code's Canon 2 - RULE 2.6.A. A judge shall accord to every person who has a legal interest in a proceeding, or that person's lawyer, the right to be heard according to law

Judge [ ] is a colossal motivational force for women and for our community's reach for justice. She is an even bigger inspiration to the [ ] tribe in her compassionate work for marginalized communities. It is potentially that same type of humanitarianism, which moved her to ensure a pro se defendant gets all of his issues in front of the appeals court.

We hope that your commission can use your Code's Impartiality and Fairness Canon 2, 2.2.1 and 2.2.3., to encourage Judge [ ] to support the lower Court's ruling --or to review what he might have missed in the appeal packet if it is merely a good faith, missed-seeing of information.

Thank you,

# County Justice Courts, Arizona

STATE OF ARIZONA

CASE NUMBER: \_\_\_\_\_

vs.

Deputy County Attorney / Address / Phone /Email

Defendant(s) Name / Address / Email / Phone

(Type /s/ in front of your name indicating an e-signature).

Attorney for Defendant(s) Name / Address / Phone /Email

### MOTION (Criminal)

- Continue     Dismiss     Modify Release Conditions     Other Suspension of Appeals Rule  
 Oral Argument Requested     By Agreement

I would like the court to grant this motion because:

My appeal memorandum has extensive issues I hoped the Appeals Court can review, so my memorandum exceeds the 15 page limit. Therefore I ask the court to grant my motion under the provisions of "Rule 31.3.(a): Suspension of These Rules, where for good cause, an appellate court, on motion...may suspend any provision of this rule in a particular case". Specifically, Rule 31.6(d) Word Limits specified in Rules 31.12(a), 31.14(a), 31.18(d), 31.20(e), and 31.21(g). If the court grants this motion, it ensures that the appeals court hears every issue that I feel nullified my due process by the trial court.

Date: \_\_\_\_\_ /s/ \_\_\_\_\_  
 State     Defendant's Attorney     Defendant

I have no objection to the above motion     Time excluded     I object to the above motion because:

Date: \_\_\_\_\_  
 State     Defendant's Attorney     Defendant

### RULING ON MOTION

IT IS ORDERED:  Granting said motion     Denying said motion

This matter is reset for: \_\_\_\_\_ Date: \_\_\_\_\_ Time: \_\_\_\_\_  
 Time is ordered excluded     Time Not Excluded     Release Conditions to Remain the Same

Date: \_\_\_\_\_  
Justice of the Peace

I have received a copy of this form. I understand standard conditions and all other conditions of my release, and the consequences of violating this order. I agree to comply fully with each of the conditions imposed on my release and to notify the court promptly in the event I change my place of residence.

Date: \_\_\_\_\_ (Type /s/ in front of your name indicating an e-signature).

Defendant

Be in court at least 15 minutes before the scheduled hearing.

YOU MUST CHECK IN AT THE FRONT COUNTER BEFORE ENTERING THE COURT ROOM.

(Esté en el tribunal por lo menos 15 minutos antes de la audiencia programada.)

(DEBE REGISTRARSE EN EL MOSTRADOR DELANTERO ANTES DE ENTRAR EN LA SALA DEL TRIBUNAL)

REQUESTS FOR REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES SHOULD BE MADE TO THE COURT AS SOON AS POSSIBLE.  
(LAS SOLICITUDES PARA ARREGLOS O ADAPTACIONES RAZONABLES PARA PERSONAS CON DISCAPACIDADES SE DEBEN PRESENTAR ANTE EL TRIBUNAL LO MAS ANTES POSIBLE.)

If an interpreter is needed, please contact the court listed above to request an interpreter be provided.

(En caso de necesitarse un intérprete, favor de comunicarse con el Tribunal antes mencionado para solicitar que se brinden los servicios de un intérprete.)

I CERTIFY that a copy of this document has been or will be provided on \_\_\_\_\_ to:  
 The State     Defendant     at the above address     in court     Defendant's Attorney     at the above address     in court

Date: \_\_\_\_\_ Clerk \_\_\_\_\_

# County Justice Courts, Arizona

FILED

JUSTICE COURT

STATE OF ARIZONA

CASE NUMBER: \_\_\_\_\_

VS.

Deputy County Attorney / Address / Phone / Email

Defendant(s) Name / Address / Email / Phone

(Type */s/* in front of your name indicating an e-signature).

Attorney for Defendant(s) Name / Address / Phone / Email

### MOTION (Criminal)

- Continue   
  Dismiss   
  Modify Release Conditions   
  Other Reconsideration of "Moot" ruling  
 Oral Argument Requested   
  By Agreement

I would like the court to grant this motion because:

I filed a motion yesterday, under the provisions of "Rule 31.3.(a): Suspension of These Rules, where for good cause, an appellate court, on motion...may suspend any provision of this rule in a particular case". Specifically, Rule 31.6(d) Word Limits. The court ruled today that my motion's request is moot, since I submitted my appeal memorandum already. I would like the court to reconsider that moot position, and grant my motion. Me submitting my memo today, is irrelevant to the appeal court's 15 page limit. As is, the appeal court MIGHT can reject my appeal since it doesn't have the court's permission to be larger than 15 pages.

Date: \_\_\_\_\_ /s/ \_\_\_\_\_  
 State     Defendant's Attorney     Defendant

I have no objection to the above motion     Time excluded     I object to the above motion because:

Date: \_\_\_\_\_  
 State     Defendant's Attorney     Defendant

### RULING ON MOTION

IT IS ORDERED:  Granting said motion     Denying said motion

This matter is reset for: \_\_\_\_\_ Date: \_\_\_\_\_ Time: \_\_\_\_\_

Time is ordered excluded     Time Not Excluded     Release Conditions to Remain the Same

Date: \_\_\_\_\_  
Justice of the Peace

I have received a copy of this form. I understand standard conditions and all other conditions of my release, and the consequences of violating this order. I agree to comply fully with each of the conditions imposed on my release and to notify the court promptly in the event I change my place of residence.

Date: \_\_\_\_\_ (Type */s/* in front of your name indicating an e-signature).

Defendant

Be in court at least 15 minutes before the scheduled hearing.

YOU MUST CHECK IN AT THE FRONT COUNTER BEFORE ENTERING THE COURT ROOM.

(Esté en el tribunal por lo menos 15 minutos antes de la audiencia programada.)

(DEBE REGISTRARSE EN EL MOSTRADOR DELANTERO ANTES DE ENTRAR EN LA SALA DEL TRIBUNAL)

REQUESTS FOR REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES SHOULD BE MADE TO THE COURT AS SOON AS POSSIBLE. (LAS SOLICITUDES PARA ARREGLOS O ADAPTACIONES RAZONABLES PARA PERSONAS CON DISCAPACIDADES SE DEBEN PRESENTAR ANTE EL TRIBUNAL LO MAS ANTES POSIBLE.)

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(En caso de necesitarse un intérprete, favor de comunicarse con el Tribunal antes mencionado para solicitar que se brinden los servicios de un intérprete.)

I CERTIFY that a copy of this document has been or will be provided on \_\_\_\_\_ to:  
 The State     Defendant     at the above address     in court     Defendant's Attorney     at the above address     in court

Date: \_\_\_\_\_ Clerk \_\_\_\_\_

# County Justice Courts, Arizona

STATE OF ARIZONA

CASE NUMBER: \_\_\_\_\_

vs.

Deputy County Attorney / Address / Phone / Email

Defendant(s) Name / Address / Email / Phone

Attorney for Defendant(s) Name / Address / Phone / Email

## RULING ON MOTION

On this date 8/15/23 the  State  Defendant filed a motion herein requesting the following relief:

MOTION FOR SUSPENSION OF APPEALS RULE

The  State  Defendant  filed a response to the motion  No response was filed

The  State  Defendant  filed a reply to the response  No reply was filed

The Court has considered that which has been submitted by the parties, **IT IS ORDERED**

Granting said motion  Denying said motion

**IT IS FURTHER ORDERED** resetting this matter for

Date: \_\_\_\_\_ Time: \_\_\_\_\_  Time excluded

Be in court at least 15 minutes before the scheduled hearing.

**YOU MUST CHECK IN AT THE FRONT COUNTER BEFORE ENTERING THE COURT ROOM.**

(Esté en el tribunal por lo menos 15 minutos antes de la audiencia programada.)

(DEBE REGISTRARSE EN EL MOSTRADOR DELANTERO ANTES DE ENTRAR EN LA SALA DEL TRIBUNAL)

**REQUESTS FOR REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES SHOULD BE MADE TO THE COURT AS SOON AS POSSIBLE.**

(LAS SOLICITUDES PARA ARREGLOS O ADAPTACIONES RAZONABLES PARA PERSONAS CON DISCAPACIDADES SE DEBEN PRESENTAR ANTE EL TRIBUNAL LO MAS ANTES POSIBLE.)

If an interpreter is needed, please contact the court listed above to request an interpreter be provided.

(En caso de necesitarse un intérprete, favor de comunicarse con el Tribunal antes mencionado para solicitar que se brinden los servicios de un intérprete.)

**IT IS FURTHER ORDERED**

Specifically in regards to rule 31.6d; word limits specified in rules 31.12a, 31.14a, 31.18d, 31.21e, and 31.21g. The court hereby sets aside prior ruling of Moot and grants original motion.

Date \_\_\_\_\_  
(Justice of the Peace I

I CERTIFY that a copy of this document has been or will be provided on \_\_\_\_\_ to:  
 The State  Defendant  at the above address  in court  Defendant's Attorney  at the above address  in court  
Date \_\_\_\_\_ Clerk \_\_\_\_\_ email \_\_\_\_\_