

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-368

Judge:

Complainant:

ORDER

December 4, 2024

The Complainant alleged a superior court judge improperly ordered restitution in a criminal 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 members Denise K. Aguilar and Delia R. Neal did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on December 4, 2024.

AZ Judicial Conduct Review Board,

Judge _____ has violated Rule 1.2 of the AZ Code of Judicial Conduct. "A Judge shall act at all times in a manner that promotes public confidence in the independence, integrity, and impartiality of the judiciary, and shall avoid impropriety and the appearance of impropriety."

As my late husband and I were the largest creditor of _____, I am appalled by the total absence of justice in this case against _____ as an individual. It is a mockery of justice and the theater of the absurd.

Is not injustice more egregious than impropriety? Black's Law Dictionary, 4th edit, states justice is the constant and perpetual disposition to render every man his due. That justice in the most extensive sense of the word differs little from virtue as justice being, in itself, a part of virtue.

This case against _____ should have been dismissed long ago when multiple prosecutors failed to prove that there was one crime that had been committed by _____. What happened to all those counts of Fraudulent Schemes and Artifices, Theft, and Trafficking in Stolen Property? So now the innocent has been tormented for several years first by the criminal US Trustees and now the court of _____. Where is justice?

Will someone please explain to me how or why the word Restitution is on the table? Restitution for what, there is no crime?

The Corporate Veil can not be pierced. We all lost money when a rogue US Trustee, _____, shut down _____ when it was operating in the black, as we were unsecured creditors in a corporate bankruptcy. So how is Judge _____ now using a criminal court to recover money that two or three people lost when the company, _____, went bankrupt?

Has _____ not suffered enough in this charade posing as a court of justice? His rights have been violated under the color of law 18 U.S.C 1983 and he has been left with huge amounts of legal fees, all for what?

As there is no crime Judge _____ has to dismiss the case as he is not ruling based on the law and fact which is required of a judge. Should he fail to do so he will be acting outside the scope of his authority for which there is no judicial immunity. Packer v. Walker, "clear failure...to analyze the law correctly will constitute an abuse of discretion".

Any ruling short of absolute dismissal will be a great miscarriage of justice and that action will in itself be criminal.

No one in the public could have any confidence in the integrity of the AZ justice system after witnessing what has been allowed to take place in this case.

Please note that [redacted] did not ask me to write this nor does he know that I have done this. I wrote it as I am outraged and demand justice for [redacted] as the law requires.

Your prompt attention to this matter is much appreciated.