

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 24-376

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Judge:

Complainant:

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**ORDER**

January 24, 2025

The Complainant alleged a justice of the peace (now retired) improperly requested fingerprints on a closed file.

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).

Commission member Christopher P. Staring did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on January 24, 2025.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**2024-376**

**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 or about the date of \_\_\_\_\_ or so I received a letter in the mail instructing me to give court order Fingerprints on Case No: \_\_\_\_\_ Filing Date: \_\_\_\_\_

Dismissed by Prosecutor Attorney

Case No: \_\_\_\_\_ Officer \_\_\_\_\_ # \_\_\_\_\_  
Police Department. \_\_\_\_\_ County

Attorney has me listed as the victim. This case has been red flagged for non-compliance, due to I never gave fingerprints.

has given me a denial, and has me listed as a " " I would like investigated, to receive repercussions, sanctions, fine for "Court Order" to be fingerprinted by or a warrant will be issued for my arrest.

\* See Attached files

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Upon reviewing the Court's Fingerprint Work Queue, this case was flagged for non-compliant with mandatory fingerprints and cannot be closed without compliance. Your case has a dismissal date of . Once the Fingerprints are received the case will be closed. Here is an order to have the Fingerprints completed at the Police Department by . Take this order and your proof of ID to the Police Department at

Also, here is the reply from Judge on the case for Set Aside. This case was already Set Aside on , see enclosed documents. If you have questions contact the Court at option 4.

Thank you,

Criminal Clerk

**Judge  
Justice of the Peace**

<u>State of Arizona</u> Plaintiff  VS  Defendant	<b>CASE NUMBER:</b>  _____  DOB:	<b>COURT ORDER FOR FINGERPRINT /DNA SAMPLE TESTING</b>
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Arizona Rules of Criminal Procedure, Rule 4.2 (10), requires fingerprints to be taken within twenty (20) calendar days of being summoned, or after an Initial Appearance, for charges listed in Rule 4.2 (10)(a).

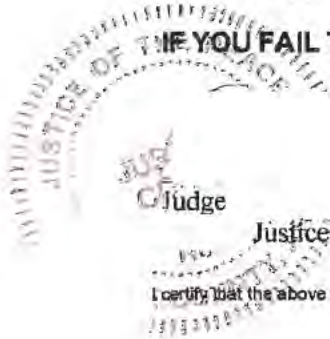
ARS 13-610 K & L. requires a Defendant to give a DNA sample upon being arrested, or charged with an offense listed in ARS 13-610 O.

IT IS HEREBY ORDERED:

- The Defendant shall appear and be fingerprinted, within twenty (20) days of this Order.
- The Defendant shall appear and provide a sufficient sample of buccal cells or other bodily substances for DNA testing, within five (5) calendar days of this Order.
- The Defendant shall call and schedule an appointment to be processed at:
 

<input type="checkbox"/> County Jail	<input type="checkbox"/> County Jail
<input type="checkbox"/> County Jail	<input checked="" type="checkbox"/> Police Dept.
- The Defendant shall appear with photo identification, a copy of this Order, a copy of the Citation or a copy the Complaint and Summons (if issued).

**IF YOU FAIL TO APPEAR AS ORDERED, A WARRANT MAY BE ISSUED FOR YOUR ARREST**



Judge

Justice of the Peace #3

\_\_\_\_\_ Date

I certify that the above was ( ) Handed ( ) Mailed ( ) E-mailed ( ) Faxed to the ( ) Defendant ( ) Defendant Counsel ( ) Prosecution ( ) Other Clerk: \_\_\_\_\_

**TO BE COMPLETED BY JAIL AND RETURNED TO THE COURT**

Verification of  Fingerprints taken  DNA sample obtained

By: \_\_\_\_\_ Badge Number: \_\_\_\_\_ Date: \_\_\_\_\_

Disposition Sheet & Order returned to court by:  Fax  E-mail  Mail  Inter-office  Hand-delivered

# POLICE DEPARTMENT

## Arizona Traffic Ticket and Complaint

ENTERED

Complaint No		SSN	Military	<input type="checkbox"/> Accident	<input type="checkbox"/> Fatality	<input type="checkbox"/> Commercial	Report Number
Driver's License Number		State	Class	Endorsements			Agency Use
Interpreter Required? <input type="checkbox"/> Spanish <input type="checkbox"/> Other Language		AZ	D	M	H	N	P
DEFENDANT		First	Middle	T	X	D	Last
Residential / Commercial Address		City	State	ZIP	Telephone: (Cell Phone) <input type="checkbox"/>		
Mailing Address <input type="checkbox"/> SAME AS ABOVE		AZ		Email Address			
Sex	Weight	Height	Eye	Hair	Origin	DMR	Restrictions
VEHICLE		Color	Year	Make	Model	Style	License Plate
Registered Owner <input type="checkbox"/> SAME AS ABOVE		Address		VIN		Justice Court #	

RECEIVED

The undersigned certifies that:

ON	Month	Day	Year	Time	AM	PM	SPEED	Approx	Posted	R&P	Speed Measurement Device	Direction of Travel
AT	Location										Town or County	State of Arizona

The defendant committed the following:

Section	ARS	Violation	Domestic Violence	<input checked="" type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic
13-2904A	ARS	DISCON / DV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Docket Number	Disp. Codes	Date of Disposition	Sanction	<input type="checkbox"/> Municipal Code	<input type="checkbox"/> Petty Offense
Section	ARS	Violation	Domestic Violence	<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic
Docket Number	Disp. Codes	Date of Disposition	Sanction	<input type="checkbox"/> Municipal Code	<input type="checkbox"/> Petty Offense
Section	ARS	Violation	Domestic Violence	<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic
Docket Number	Disp. Codes	Date of Disposition	Sanction	<input type="checkbox"/> Municipal Code	<input type="checkbox"/> Petty Offense
Section	ARS	Violation	Domestic Violence	<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic
Docket Number	Disp. Codes	Date of Disposition	Sanction	<input type="checkbox"/> Municipal Code	<input type="checkbox"/> Petty Offense
Section	ARS	Violation	Domestic Violence	<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic
Docket Number	Disp. Codes	Date of Disposition	Sanction	<input type="checkbox"/> Municipal Code	<input type="checkbox"/> Petty Offense

You must appear at	JUDGE: _____	Court Number: _____			
	ADDRESS: _____	Court Phone: _____			
	CITY: <u>Arizona</u> ZIP CODE: _____				
At or before the date and time indicated	Month	Day	Year	Time	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM

CRIMINAL <input checked="" type="checkbox"/> Without admitting guilt, I promise to appear as directed hereon. CIVIL <input type="checkbox"/> Without admitting responsibility, I acknowledge receipt of this complaint	VICTIM? <input checked="" type="checkbox"/> VICTIM NOTIFIED? <input checked="" type="checkbox"/>
	TEN-PRINT FINGERPRINT <input type="checkbox"/> Yes <input type="checkbox"/> No
I certify that upon reasonable grounds I believe the defendant committed the above violation and I base my belief upon this complaint upon the defendant.	
X _____ Officer	_____ Number

SUBPOENA LIST		
NAME:	ADDRESS:	PHONE:
NAME:	ADDRESS:	PHONE:
NAME:	ADDRESS:	PHONE:

**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.**