

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 25-105

Judge:

Complainant:

ORDER

June 10, 2025

The Complainant alleged a justice of the peace improperly dismissed his case regarding a wage dispute.

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 allegations of the complaint in this matter solely raised disagreements with legal rulings. The Commission does not have jurisdiction to overturn, amend, or remand a judicial officer's legal rulings. "A good faith error of fact or law does not violate this rule. However, a pattern of legal error or an intentional disregard of the law may constitute misconduct." *See* comment 3 to Rule 2.2 of the Code of Judicial conduct. Any violation of the Code of Judicial Conduct must be proven by clear and convincing evidence.

A mistake in a ruling does not automatically mean that the judicial officer has engaged in judicial misconduct. Judicial officers are required to exercise their discretion in making their decisions. Even if a judicial officer's decision is legally or factually incorrect, the ruling is generally considered to be "legal error" and not "ethical misconduct" that the Commission can address. When a complaint to the Commission solely relates to the correctness of a judicial officer's legal decisions, the Complainant is seeking the Commission to function in the capacity of an appellate court. Correcting legal errors is the role of the appellate courts, not the Commission.

The Commission is a regulatory body with limited jurisdiction. The Commission is not a court, and as such, it does not have any authority to overturn a judicial officer's rulings, intervene in a case, assign a new judge to hear a case, or award any monetary or other relief. The Commission process cannot be a substitute for seeking appellate review.

The Commission reviewed all information submitted by the Choose an item 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).

A Duty Panel comprised of Commission members Denise K. Aguilar, Colleen E. Concannon, and Joseph C. Kreamer considered this matter.

Copies of this order were distributed to all appropriate persons on June 10, 2025.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2025-105

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.

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COMPLAINT AGAINST A JUDGE

Name: Judge's Name:

Honorable Judge

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.

- 1.) _____, _____, The painting crew was laid off. I said to _____, how long are we going to be laid off. _____, said _____. Then, I talked to _____ while are the painting crews were there. I discuss my threw cash wages that was my over time that I worked on _____, Before, _____. I talk about a raised and I talked about the education of architecture on many residential building that I was employed _____ months.
- 2.) On _____ I filed for unemployment at the (_____). This first week thru _____ . I called, “the social clerk at the unemployment, said my unemployment be turned on _____ .
- 3.) I did a protest at the at the _____ : Unemployment. This took under _____ months. But Social Clerk said I had to wait until _____ . While I had to borrow money from family for _____ months.
- 4.) On _____, I _____ filed a wage claim at the at the _____ (_____). The _____ board had contact with _____, regarding the matter of the claim. I, _____ brung many labor codes to the direction of the _____ .
- 5.) And _____ made their determination on _____, _____ . And the Director _____ made a determination on _____, that the amount is owed a total of _____ for hourly wages and mileage reimbursement. And the department had many talk’s with my employer, _____ .
- 6.) On _____, I did receive my bi-weekly paycheck. And I received overtime check. And on the pay stub. It does not show overtime for the whole years of _____ and _____. Beside’s my hours only were paid a flat hourly wage at minimum. Working on _____ project for _____ months. But limited to the _____ that working including starting _____ to _____, drive time to the Hospital and setting up paint equipment and working until _____. And especially at New commercial Housing building at the _____ : in _____ city. And the _____ : Remodeling project.
- 7.) As I filed for snap benefits, my employer harassed, threatened me, they _____ talked to the _____. And Her son Threatened, harrassed me as he called my phone number. This was on _____ on _____ .
- 8.) On _____, I _____ made a claim for loss of wages (_____) and unpaid sick paid. (_____) The _____ took from _____ thru _____. The _____ had _____ months of talking to _____. And the Department an order to _____. They were fined.
- 9.) On _____ . I exhausted my time. And Applied for Unemployment Insurance. The

first week was a waiting week. The Unemployment office called my employer, “

” They harassed and threatened me at this State Government building. And I said this line to the Social Clerk they Harass me multiply of times on the job and my last day.

10.) I, received my first check on and any other retroactive. That was not paid After . After the waiting week, I worked hard when I work at to finish a new construction building in two days. And going to the building the third day.

11.) I filed an application at the , Arizona at the Justice Courts. And it was for application Deferral or waiver of court fee or cost and consent to entry of judgement. And is order regarding deferral or waiver of court fees and cost. And on , I the plaintiff filed the first papers in regarding the paper: invoice at the .

12.) My employer: sent me the plaintiff document on .

13.) I, (Plaintiff) had court documents sent to on . Everthing that harass, threatened me on the job and my last day. .

14.) The next month I served court papers to on .

15.) I served court document to on this day!

16. The Administration Justice Court sent both Plaintiff, and Employer , Defence on . Our counseling hearing was set for at .

17.) The Honorable Judge , I, and , . We were in the court for one hour at about . The Honorable Judge Dismiss the case with Prejudices. Because the Honorable Judhe through at me a technical question. Regarding my employer is either a llc or corporation. I said it is a type error, And The Judge, why didn't send the brfore . I said, I missed read it. And I am very sorry. I, waited for more than months, court documents at the best of my abilities. And Plus looking for employment. My resume show's my education what job's that I am interested in pursuing to work for AS, I was on Unemployment at the Arizona Department od social Security unemployment department. My Unemployment last from with difficult and stopped runing on .

18 My employer: hired an attorney and they send court documents late on the on . This does not give me anytime to prepare my case regarding the

the originally documents that was served on

, served to the defence

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