

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 25-278

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Judge:

Complainant:

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**ORDER**

October 2, 2025

The Complainant alleged a superior court judge ruled on a motion without reviewing the written objection.

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 Complainant 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 Regina L. Nassen, Scott H. O'Connor, and Christopher P. Staring considered this matter.

Copies of this order were distributed to all appropriate persons on October 2, 2025.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

2025-268

**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.

Please see attached Declaration

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Please see attached Declaration

## DECLARATION OF SHILOH PARKER

I, \_\_\_\_\_, declares as follows:

1. I am older than \_\_\_\_\_ years old, and I am competent to testify to the facts alleged in this declaration.

2. I submit this declaration in support of my complaint for Judge \_\_\_\_\_.

3. On or about \_\_\_\_\_ I filed a partial opposition to Defendant \_\_\_\_\_ motion to stay. My opposition was partial because I had previously agreed to the stay by sending \_\_\_\_\_ attorney, \_\_\_\_\_, a letter and voicemails saying that I agreed to the stay on the matter at issue here. (See **Exhibit 1** – a copy of the letter sent to \_\_\_\_\_); see also **Exhibit 2** – a copy of the call logs calling \_\_\_\_\_); see also **Exhibit 3** – a copy of the opposition to the motion to stay that I filed, which includes two declarations).

4. On or about \_\_\_\_\_ during the hearing for Defendants' Motion to Stay, Judge \_\_\_\_\_ expressed surprised that I had agreed to the stay and was confused as to why I would file a partial opposition. The reasons for me filing a partial opposition were all outlined in the opposition, see Exhibit 3. From his response, it was clear to me that Judge \_\_\_\_\_ did not read my pleadings and/or reviewed the evidence I attached. In relevant part, Judge \_\_\_\_\_ noted:

**Judge \_\_\_\_\_** : \_\_\_\_\_, it seems there are two lawsuits, and I'm not quite understanding your objection to a stay of the one that sat on the calendar this morning.

\_\_\_\_\_ : Your Honor, I did not object to it. I agree to it.

**Judge \_\_\_\_\_** : It says partial objection.

\_\_\_\_\_ : Oh sorry. The only reservation that I brought up in the reply or opposition, was just to the extent that sanctions were requested, that we would oppose that. But before Defendant's filed the motion to stay, I had agreed to the stay.

5. As evidenced in Exhibit 3, I had outlined these reasons in my opposition and attached proof of my calls to \_\_\_\_\_. The fact that Judge \_\_\_\_\_ was hearing this for the first time informed me that he had not read my opposition and/or reviewed my evidence where I ask \_\_\_\_\_ to direct all of his meet/confer efforts to my cell phone and/or to my mailing address since I had no access to email.

6. Without reviewing my evidence or my pleadings, Judge \_\_\_\_\_ made a ruling that \_\_\_\_\_ had satisfied his meet/confer efforts to file his motion to dismiss when \_\_\_\_\_ alleged that his email to me were undelivered. However, on \_\_\_\_\_, I filed a

notice of change of address asking both the Court to \_\_\_\_\_ to mail all requests and/or communications to my new address. *See Exhibit 4* - a copy of the Notice Of Change Of Address Filed on \_\_\_\_\_). In relevant part, Judge \_\_\_\_\_ noted:

**Judge \_\_\_\_\_** : Okay, \_\_\_\_\_, for purposes of the record, I think there's a certain futility to the meet and confer. I will treat that you have engaging in good faith efforts to have the discussion. And if you believe there should be a motion to dismiss, I'll wait for it. If you want oral argument on it, you have to put that in the caption, and I'll wait for the responsible reply. Thank.

7. Had Judge \_\_\_\_\_ read my opposition, and the evidence attached to it, and the notices that I filed with the Court, he would have known that \_\_\_\_\_ did in fact not engage in good faith meet/confer efforts because \_\_\_\_\_ was emailing an email address that I no longer have and both Judge \_\_\_\_\_ and \_\_\_\_\_ had notice of this when I filed my Notice of Change of Address.

8. My question to this commission is whether this conduct by Judge \_\_\_\_\_ in failing to execute her judicial duties rise to a violation (s) of your rules.

9. On or about \_\_\_\_\_, the same day as the hearing for the motion to stay, I filed a notice of irregularities at the \_\_\_\_\_ hearing to document this conduct. (*See Exhibit 5* – a copy of the notice of irregularities).

10. I have included a copy of the audio recording for the hearing at issue as well for your review.

I verify under penalty of perjury that all of the foregoing statements are true and correct to the best of my knowledge.

DATE: \_\_\_\_\_ 5

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\_\_\_\_\_

**EXHIBIT 1**

**FACSIMILE TRANSMITTAL**

<b>To:</b>	<b>Fax:</b>
<b>From:</b>	<b>Fax:</b>
<b>Pages: 2 [including cover page]</b>	<b>Date:</b>

**Re:**

To get your own free fax number and to send faxes with your phone, visit us at

Reference #:

**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.**