

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 25-297

Judge:

Complainant:

ORDER

October 14, 2025

The Complainant alleged improper legal rulings in modification of his plea agreement at sentencing 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 Colleen E. Concannon, Joseph C. Kreamer, and Regina L. Nassen did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on October 14, 2025.

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

FOR OFFICE USE ONLY

2025-297

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 at my sentencing after having accepted my plea on the judge did knowingly allow the prosecution to make changes in the plea after the state realized they had made an error in my favor as the plea that had been accepted didn't allow for me to be sent to prison for years as noted in the sentencing transcript pages 3-6. The judge did knowingly allow the changes knowing full well I had no idea what was happening at the time as I was not allowed to speak to counsel at the hearing. The judge did this knowing he was bound by law to abide by the plea as it was written. In addition the judge did violate a code from the Court of Arizona which states: "If the prosecution errors in favor of the defendant they may not later seek to remedy that error at the defendant's cost." Thus the judge did violate my rights and give me an unlawful sentence under the law all these facts are readily apparent in my sentencing transcripts pages 3-6. If what he did was misconduct then I don't know what would be

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In allowing what ^{did he knowingly} allowed the state to drastically alter the plea by switching pleas with charge 1 and 2 since as written I couldn't be sent to prison for years. In doing so he violated the directive from Arizona Court that stated such actions were not allowed. I therefore ask the Commission to find him in misconduct in the processing of my case and order that the plea be vacated due to his and the prosecutors misconduct. I also have a Habeas Corpus in Court in ^{siding the} issues and more, the case that there is ^{I am still} waiting on a ruling on that case.