

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 25-308

Judge:

Complainant:

ORDER

October 3, 2025

The Complainant alleged a municipal court commissioner did not follow the law.

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 member Denise K. Aguilar did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on October 3, 2025.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2025-308

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.

This case is about a [] police officer issuing a traffic ticket violation that he did not observe; did not witness the alleged violation but wrote a ticket alleging facts which based on his own testimony and the Supremacy Clause of the U.S. Constitution the allegation should have been dismissed. [] requested that the case be dismiss (see enclosed arguments attached), which he made before the trial. at the trial and following the trial. Under Arizona's Constitution Municipal courts are courts of limited jurisdiction; there is nothing in the Arizona's Constition, nor does the U.S. Constition supports a municipal court taking on an appeal of a decision made by that municipal court. In the case at issue; following the municipal court judge [] decision finding [] guilty with no evidence to support his finding; ordering [] to pay the city almost a [] fine; [] informed the judge he wish to appeal the judges decision. The judge indicated the filing fee and instructed [] to see the court clerk which upon leaving the municipal court [] went to the clerk and was iinformed of the amount he needed to pay the fine and filed the appeal given the fact that he was informed he had only 14 days to file the appeal to the [] court.

The papers were handed to defendant [] and he completed the appeal and understood that he would be hearing from the [] court. At no point and time did [] hear anything from the [] court, however the [] court sent out a letter that he had until [] to file brief of some sort. [] tried repeatedly to file (what the [] court call a (Memorandum) with the [] court in [] I believe from [] and was told that the [] court did not have a case number for my appeal and that I needed to go to the [] court house to get a case number. Upon going back and forth the [] court clerk stated that it was in the hands of the [] court and this went back and forth without the [] court clerk accepting my memorandum/appeal. This back and forth going from one courthouse to the non-appeal [] courts as I understand have absolutely no authority to handle appeals under their limited-jurisdiction; their job as I understand from the [] court clerks, and they brought out the big guns who were authorities as I understood on this subject of how the appeal process works. In essence this judge [] denied [] his right to an appeal by adding some other procedure to keep his case in municiple court and not allowing the case to have a case number for the [] court to proceed with the appeal. [] argues that his right under the U.S. Constition which any court in America is duty bound to followed. The right to a fair trial/hearing which the Fourteenth Amendment demants of every court-room was clearly absent in Judge [] courtroom. [] rights under the Fourteenth Amendment as spelled out in the Equal Protection Clause clearly states the Fourteenth Amendment's Equal Protection Clause protects individuals (such as []) from discriminatory laws and practices by states and local governments. It ensures that similary situated individuals are treated equally under the law, and that distinctions made by the government (in this case judge []) are not arbitrary or base on irrelevant characteristics (like allowing a police officer to testify on matters/fact that he under oath testified that he had no personal knowledge of. To allow this kangaroo court this judge to deny [] is right to a fair trial violates the Fourteenth Amendment demand on the courts that this type of judicial interference violates the U.S. Constitution, and no matter what Arizona provision-statute it cannot over-ride the Constitution or any federal laws that conflict or do not comport with the Constitution or federal laws...Article VI, Clause 2 of the United States Constitution. The right to a fair trial was not afforded [] this judge did not follow the Constitution and created his own procedure for filing an appeal which [] is the only appealant require to appeal to the same judge who violated his rights

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Judge's Name:

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IN THE COURT

Fax

Please note the court calendar can be viewed at the web address above

STATE OF ARIZONA, Plaintiff	Case Number(s):	Ruling re: <u>Appeal</u>
Vs.	DR Number:	
Defendant.	DOB:	

THE COURT has reviewed the Motion filed by:

- The Plaintiff
 The Defendant,
 Other: _____
 On behalf of _____ by _____

IT IS ORDERED:

- Granting the motion: _____
 Setting this matter for __ on at , in before Judge .
 Time is waived.
 Release conditions are affirmed pending the above proceeding
 Denying the motion on the following grounds: _____

Other: Defendant/Appellant has not timely filed his required memorandum which was due _____
Accordingly, the appeal has not been fully perfected and is deemed abandoned pursuant to _____ Court
Rules of Appellate Procedures- Civil, Rule 9(b). The Defendant's appeal is hereby ordered dismissed.

Issued on _____

Judge

Interpreter: _____

NOTICE:
If Defendant FAILS TO APPEAR as
ordered above, the case may proceed without
the Defendant being present.

CC: State Def Atty Defendant Other: _____

By: _____ on _____ Defendant: / s /

Attorney:
Address:

Defendant:
Address: _____ Email _____

AZ Last known address verified

1
2
3
4 PHONE
5 PRO SE

6 STATE OF ARIZONA
7 COUNTY COURT
8

9
10
11 PLAINTIFFS,
12 v.
13
14 DEFENDANT

CASE No.
Complaint NUMBER
APPEAL FROM CIVIL CITATION
Court

15 DEFENDANT'S MEMORANDUM
16
17

18
19 This Appeal comes before this court to correct the fundamental errors of the
20 judge and more importantly because of one of the most sacred
21 foundational principles enshrine in the United States Constitution as the Fourteenth
22 Amendment demands to all states. That every American citizen has the right to have a
23 **Fair and Impartial** hearing/trial. The Fourteenth Amendment protects individual rights
24 such as by extending the Bill of Rights to state governments and ensuring
25 equal protection under the law. It does this through the Due Process Clause and the Equal
26
27
28

1 Protection Clause. The court in denied Defendant his
2 constitutionally protected right which the U.S. Constitution and the Arizona Constitution
3 guarantees. The right of the citizen to a fair trial as the Fourteenth Amendment demands.
4 Over Defendant objection(s) the court permitted an individual to give testimony
5 on matters that under oath admitted that he had no personal knowledge as to whether or
6 not the Defendant violated (28-754). The police officer was allowed to testified to facts
7 he did not observed, facts that he had no personal knowledge of; and was allowed to
8 bring into the court out of court statements allegedly made by individuals who's were not
9 present in court. These out of court statements the municipal court relied exclusively on
10 those statement(s) asserted by the police officer; and those statements were
11 allowed to be considered by the judge in making his decision; statements that **offered to**
12 **prove the truth of the matter asserted.**

13 This egregious conduct by the judge denied Defendant his Due
14 Process and Equal Protection rights under the U.S. Constitution. And the judge's
15 decision has to be overturn given that it is proof sufficient that right as the
16 Fourteenth Amendment guarantees the **right to a fair and impartial trial** were clearly
17 violated by the municipal judge. Absent the police claims in regards to out of court
18 statements which by the Due Process Clause/right to a fair trial "Standard"; alone would
19 not be admissible. This coupled with the fact that the police officer did not witness the
20 violation (28-754) would not be acceptable in any court in America.

**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.**