

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 25-356

Judge:

Complainant:

ORDER

September 5, 2025

The Complainant alleged a superior court judge made an improper ruling in a criminal case regarding his time credit and improperly modified his terms of probation.

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 Denise K. Aguilar, Roger D. Barton, Joseph C. Kreamer, Regina L. Nassen, and Christopher P. Staring did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on September 5, 2025.

Comp

25-356

From:

Sent:

To: Commission on Judicial Conduct <CommissionJudicialCo@courts.az.gov>

Subject: Judicial complaint submission

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COMPLAINANT INFORMATION:

JUDGE INFORMATION:

Hon.

Court of Arizona, County

Building

FORMAL COMPLAINT FOR JUDICIAL MISCONDUCT

I, _____ respectfully submit this complaint against Judge _____ for violations of the Arizona Code of Judicial Conduct, including Canons 1, 2, and 3, based on her handling of my criminal case (_____), which caused unlawful incarceration, parental rights violations, and financial harm.

SUMMARY OF JUDICIAL MISCONDUCT:

1. Denial of Mandatory Presentence Incarceration Credit:

- I was incarcerated as inmate _____ from _____, to _____, pending sentencing—a period of approximately _____ days.
- My plea agreement, signed _____, incorrectly reflected “0 days” credited for time served.
- At sentencing, Judge _____ verbally acknowledged on official video record that no credit for my presentence incarceration would be applied, despite statutory mandates under A.R.S. § 13-709.
- Failure to apply this credit constitutes a fundamental sentencing error and violation of due process.

2. Unauthorized Post-Plea Modifications:

- On _____, the day after plea entry, Judge _____ changed one of the charges and imposed unauthorized probation conditions and additional penalties, not included in my plea terms.
- These modifications were made without my presence, consent, or counsel, adding approximately _____ months of incarceration and probation restrictions beyond my plea deal.
- This constitutes unlawful post-plea modification in violation of my constitutional rights.

3. Direct Harm to My Family Court Case (_____):

- My unlawful incarceration and restricted access directly impaired my Family Court proceedings:
 - I was denied access to court filings and legal resources necessary to protect my parental rights.
 - I accrued over _____ in child support arrears during this period.
 - I lost critical parenting time with my two minor children, ages _____ and _____.

- These harms were caused by Judge _____ sentencing errors and subsequent actions.

4. Denial of Access to Legal Resources While Incarcerated:

- I was denied physical access to Family Court forms, filings, and materials during incarceration, which prevented me from filing necessary motions or responding to financial and custody matters.
- Judge _____ sentence exacerbated these barriers, violating my right to access the courts.

5. Pattern of Judicial Misconduct:

- Judge _____ conscious denial of mandatory time-served credit, unauthorized sentencing modifications, and disregard for family harm demonstrate:
 - Conscious disregard of law.
 - Systemic overreach of judicial authority.
 - Violation of fundamental fairness and parental rights.
 - Violations of Canons 1 (Integrity), 2 (Compliance with Law), and 3 (Impartiality and Competence).

RELIEF REQUESTED:

I respectfully request that the Arizona Commission on Judicial Conduct:

- Investigate Judge _____ actions;
- Consider her verbal acknowledgment of sentencing violations;
- Review the post-plea unauthorized modifications imposed on _____ ;
- Consider the direct financial, legal, and emotional harm inflicted on my children and family;
- Take appropriate disciplinary action to prevent further harm to defendants and families in her courtroom.

Respectfully submitted this _____ day of _____, _____.

/s/

Arizona Commission on Judicial Conduct

Arizona Commission on Judicial Conduct

1501 W. Washington Street, Suite 229

Phoenix, AZ 85007

(602) 452-3200

<https://www.azcourts.gov/azcjc/>

COMPLAINANT INFORMATION:

JUDGE INFORMATION:

Hon.

Court of Arizona, County

ADDENDUM TO COMPLAINT AGAINST JUDGE

I respectfully submit this Addendum to supplement my previously filed judicial misconduct complaint against Judge regarding Case No. .

This Addendum includes material facts and recent filings confirming ongoing judicial misconduct, resulting in unlawful incarceration, parental rights deprivation, and severe financial harm.

Arizona Commission on Judicial Conduct

1. On _____, I filed a formal DEFENDANT'S NOTICE OF SUPPLEMENTAL AUTHORITY AND ARGUMENT IN SUPPORT OF MOTION TO CORRECT SENTENCE (RULE 24.3) in the _____ Court of Arizona. This filing provides direct evidence that Judge _____ :

- Knowingly denied me _____ days of mandatory presentence incarceration credit.
- Verbally acknowledged on video record that no credit would be applied.
- Failed to correct this sentencing error despite being formally notified under Rule 24.3.

2. Additionally, Judge _____ imposed unauthorized sentence modifications post-plea on _____, adding probation restrictions and approximately four additional months of custody beyond my plea agreement, without notice or consent.

3. As a direct result of Judge _____ sentencing actions:

- I remain subjected to unlawful incarceration terms.
- My Family Court case (_____) remains critically impacted.
- I accrued over _____ in child support arrears.
- My two minor children, ages _____ and _____, continue to suffer loss of financial support and parenting time.

4. I respectfully request the Commission incorporate this Addendum into my original complaint and investigate:

- Judge _____ acknowledgment and denial of mandatory sentencing credits.
- Her imposition of unauthorized post-plea modifications.
- The direct parental and financial harm caused by her actions.

Respectfully submitted this _____ day of _____, _____.

**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.**