

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 25-608

Judge:

Complainant:

ORDER

April 7, 2026

The Complainant alleged a superior court judge did not timely rule on motions in a civil 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 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).

Copies of this order were distributed to all appropriate persons on April 7, 2026.

BEFORE THE ARIZONA COMMISSION ON JUDICIAL CONDUCT

COMPLAINT AGAINST JUDGE

Complainant:

Case No:

(
Court)

Judge/Respondent: Hon.

Date of Submission:

Associated Party:

FORMAL GRIEVANCE AND COMPLAINT AGAINST JUDGE

TO THE COMMISSION ON JUDICIAL CONDUCT:

, the Complainant (Plaintiff/Appellant), hereby files this Formal Grievance and Complaint regarding the conduct and non-action of the Honorable Judge in the above-referenced County Court matter. This complaint is submitted based on the Judge's multiple failures to discharge judicial duties, failure to comply with appellate directives, and failure to rule on pending motions, which have impeded the administration of justice and prejudiced the Complainant. The specific grounds for this complaint are summarized below using the item numbers previously detailed in the case exhibit.

GROUND'S FOR COMPLAINT (Based on Complainant's Itemized Exhibit)

COUNT 1: Failure to Implement Appellate Directive and Execute Required Order (Items 1, 2, 3, 4, 5)

Judge failed to comply with a direct Order from the Court () and subsequent requests by the Plaintiff, resulting in a failure to properly administer the case and resolve a matter on remand.

1. **Failure to Sign Order:** Judge failed to sign the Order, despite the Court instructing the Plaintiff to file a Motion specifically requesting this action.
2. **Failure to Rule on Motion for Signed Order:** Judge failed to rule on Plaintiff's Motion (ECR Record No. , PLAINTIFF'S MOTION FOR A SIGNED ORDER

CORRESPONDING TO THE MINUTE ENTRY DATED ..., which was filed pursuant to the Court's instruction.

3. **Lack of Clarification:** Judge failed to provide the necessary clarification and reasoning for the Denial of the Order and failed to respond to the Plaintiff's Motion for clarification.

COUNT 2: Failure to Rule on Numerous Pending Motions and Alleged False Statements (Items 6, 8, 10, 11)

Judge prematurely closed the case, declaring that all claims and issues were disposed of when a significant number of substantive motions remained outstanding and unruled upon, thereby impeding the Plaintiff's right to due process.

1. **Unruled Motions:** Judge failed to rule on the following motions, which remain pending:
 - o **Motions for Reconsideration** (): Three parts (ID).
 - o **Motions** (): Seven parts (ID), including specific motions related to **counts** on the By-Laws Article II Section 4 (Quorum) and **Counts** on Article VI Section 8.
 - o **Responses/Filings** (): Eight parts (ID), which were also left without a ruling.
2. **False Statements in Orders:** The statements made in the orders dated , (Item 7), and the Order Entered by Court on (Item 10) asserting that " " are demonstrably false due to the motions listed above remaining unruled.
3. **Lack of Reasoning:** Judge failed to provide reasoning for the denial of several Motions for Supervisor Review (filed), often stating only "Motion denied," and failed to clarify an alleged "clerical error."

COUNT 3: Improper Imposition of Interest and Alleged Malice (Items 9, 13)

Judge unilateral actions regarding the attorney fee award demonstrated bias or the appearance of impropriety against the Plaintiff.

1. **Unsolicited Interest:** Without the Defendant requesting it, Judge entered a **9.5% interest** rate on the attorney fees awarded to the Defendant, an action the Plaintiff views as demonstrating malice.

COUNT 4: Failure to Correct Errors Regarding Defendant Identity (Items 12, 14)

Judge failed to address the foundational error regarding the legal identity of the Defendant, undermining the validity and enforceability of the fee award.

1. **Incorrect Defendant Name:** Judge ignored notifications that the Arbitrator's Decision (, ID) and the subsequent Affidavit for Attorney Fees were written in the name of a non-existent entity, "

" (_____), instead of the correct defendant, "

2. **Invalid Affidavit:** The Affidavit prepared under oath for the incorrect entity cannot be legally used to support the _____ fee award against the actual Defendant. Judge _____ failure to address this fundamental flaw renders the associated rulings defective.

COUNT 5: Procedural Error Regarding Appellee Fee Notice (Item 15)

Judge _____ failed to address the Appellee's failure to comply with Arizona Rule of Civil Appellate Procedure (ARCAP) 21(a) regarding the mandatory notice requirements for attorney fees in the Appellate process.

REQUEST FOR RELIEF

The Complainant requests that the Arizona Commission on Judicial Conduct conduct a thorough review of Judge _____ handling of Case No. _____ and take appropriate disciplinary action as warranted by the Code of Judicial Conduct.

Respectfully submitted,

_____, Complainant

Date:

Address:

Phone:

Email:

CERTIFICATE OF SERVICE

Arizona Commission on Judicial Conduct

1501 W. Washington Street, Suite 229

Phoenix, AZ 85007

(602) 452-3200

Email us at cjc@courts.az.gov

Plaintiff

Case No :

Email

Defendant

Telephone:

IN THE COURT OF ARIZONA

IN AND FOR THE COUNTY OF

(Assigned To Judge)

EXHIBIT

COURT Records from the ECR Database.

Item 1

Judge failed to sign the order, as ordered by Court to Plaintiff
to file a Motion requesting the court to Sign the Order.

The Court had instructed the Plaintiff to file a Motion requesting the court to sign the Order.

- Court Order

to set aside. **For this appeal to proceed, appellant must obtain a signed order corresponding to the minute entry dated August 8, 2024, and filed August 12, 2024. Eaton Fruit Co. v. California**

Judge did not want to sign the order, as ordered by Court to Plaintiff to file a Motion requesting the court to Sign the Order. The Court was notified accordingly by Appellant.

Shown below is the unsigned order as appeared in the Court Records.

**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.**