

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 26-004

Judge:

Complainant:

ORDER

April 7, 2026

The Complainant alleged a superior court judge failed to follow the law related to service of process 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 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).

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2026-004

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.

I have a detailed accounting of Judge [] alleged judicial misconduct and there is not going to be a single allegation that is incorrect, I am correct about everything I alleged. However working as a paralegal in [] Court in [] County [] Court and [] County [] Court I am aware that judges do not face any kind of disciplinary actions for their rare gross mismanagement of cases. So before you find a way to protect judge [] and sweep her alleged wrong doing under the rug. I want to let you how much her inaction has damaged my ability to seek any recourse. Its almost as though she knows the person I am suing I can't prove it but she completely sabotaged my case using false information to do so. I want to provide a little background so you can get a better understanding for when you protect her, you know what you are covering up. I gave [] down payment and the vehicle financing wasn't approved even though they told me it was and I signed a contract. I went to [] because my aunt had died. On my way back I stopped by a rest station to take a nap in [] I woke up and the car dealership, ignited the kill switch on the vehicle. I was stranded there for a day and a half and I wasn't given my [] security deposit back. I originally sued to [] County [] Court. In order to request an alternative method of service. And that's when my case was given to judge []. At that point I had been trying to serve them for months. I don't have [] to throw away, this had prevented me from getting the hours I need to become a RBT because a vehicle is needed. I'm a certified paralegal but I lost all faith in the justice system when I realized it is not about justice but about money and protecting people with it, and this is a prime example of that dynamic. I can't do anything to get this case moving forward because Judge [] is ignoring everything I am filing. Hopefully you can expedite this because time is of the essence. Attached is my legal argument and evidence to support the allegation I am against Judge []

****SEE ATTACHMENT****

Judicial Misconduct Complaint Addendum

Complainant:

Plaintiff in

County Justice Court

I. INTRODUCTION

I, _____ respectfully submit this complaint alleging that the presiding judge _____ in my civil matter has engaged in conduct that may constitute judicial misconduct under the Arizona Code of Judicial Conduct. The conduct described below reflects:

- incorrect statements of law,
- contradictory findings,
- failure to rule on properly filed motions,
- unreasonable delay, and
- actions creating an appearance of bias.

These actions have materially prejudiced my ability to pursue my claim and have undermined confidence in the fairness and integrity of the judicial process.

II. FACTUAL BASIS FOR THE COMPLAINT

1. Incorrect Statements of Law

In a written order, the Court stated that Rule 4.1(n) “does not exist.”

This statement is factually incorrect. Rule 4.1(n) of the Arizona Rules of Civil Procedure governs service by alternative means.

A judge's misunderstanding or misstatement of a clear procedural rule raises concerns under Rule 1.1 (Compliance with the Law).

Arizona courts have held that judges must correctly apply procedural rules and that failure to do so may constitute reversible error.

- *Duckstein v. Wolf*, 230 Ariz. 227, 282 P.3d 428 (App. 2012) (court must apply procedural rules as written).
- *State v. Mendoza*, 181 Ariz. 472, 892 P.2d 1363 (App. 1995) (misapplication of procedural rules violates due process).

2. Contradictory and Factually Incorrect Findings

The Court stated that I “did not address A.R.S. § 29-3119 and Rule 4.1(i),” while simultaneously stating that “Plaintiff’s filings do not reflect proper service has proven impracticable.”

Both statements contradict each other and contradict the content of my filings, which did address these requirements.

Arizona courts have held that judicial findings must be grounded in the record and cannot contradict the filings before the court.

- *State v. Brown*, 212 Ariz. 225, 129 P.3d 947 (2006) (judicial findings must be supported by the record).
- *In re Guardianship of Kelly*, 184 Ariz. 514, 910 P.2d 665 (App. 1996) (court may not disregard uncontroverted evidence).

3. Failure to Rule on Motions

I submitted:

- one motion for alternative service,

- two supplemental motions clarifying the requested method, on &
- motion to extend time/alternative method request
- multiple voicemails to the clerk requesting status

***None of these motions have been ruled on as of *** y

Arizona courts have held that a judge's failure to rule on motions constitutes a failure to perform judicial duties.

- *State v. Hill*, 174 Ariz. 313, 848 P.2d 1375 (1993) (court has a duty to timely rule on motions).
- *Maricopa County Juv. Action No. JV-132905*, 186 Ariz. 607, 925 P.2d 748 (App. 1996) (unreasonable delay violates due process).

4. Failure to Acknowledge the Requested Alternative Means

When the Court denied my request for an alternative method of service The Court stated:

“

This is incorrect. My motions explicitly stated under Request for Relief section in the alternative method requested the following:

Plaintiff respectfully requests that the Court issue an order permitting alternative service of the Summons and Complaint by any of the following methods:

1. Certified mail with return receipt requested, addressed to: •
 _____ **AZ (statutory agent's address)**

2. Delivery by a sheriff, constable, or licensed process server to either of the above addresses and placing the Summons and Complaint on or near the property's front door

A judge's failure to read or consider filings violates the duty of diligence.

- *State v. Bible*, 175 Ariz. 549, 858 P.2d 1152 (1993) (court must consider all properly submitted filings).
- *State v. Schackart*, 190 Ariz. 238, 947 P.2d 315 (1997) (failure to consider filings violates due process).

5. Delay That Prejudiced the Plaintiff

The Court's delay allowed _____ to:

- close its dealership,
- evade service, and
- diminish the likelihood of recovery.

Arizona courts recognize that judicial delay can constitute a denial of due process.

- *State v. Tucker*, 133 Ariz. 304, 651 P.2d 359 (1982) (unreasonable delay violates due process).
- *In re Commitment of Frankovitch*, 211 Ariz. 370, 121 P.3d 1240 (App. 2005) (delay that prejudices a party is improper).

6. Appearance of Bias

The Court's:

- incorrect statements of law,
- contradictory findings,
- failure to rule on motions,
- failure to acknowledge filings, and
- failure to respond to clerk inquiries

collectively create an appearance of bias in favor of the Defendant.

Arizona courts have held that even the appearance of bias violates judicial ethics.

- *State v. Ellison*, 213 Ariz. 116, 140 P.3d 899 (2006) (appearance of bias undermines public confidence).

**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.**