

My name is Betty Jo Moore. I live in Senator Tobin's district in Anchorage. I represent myself. Let the record also show my written testimony.

The Alaska Commission on Judicial Conduct (ACJC) members need to have term limits of not more than two terms. I've attended several ACJC meetings and this commission is not functioning to enhance justice for ALL Alaskans. See the supreme court case regarding Judge Cummings.

Is the ACJC considered an independent agency within the judicial branch? Ms. Greenstein writes in a published article that "...typically judicial conduct commissions created by state constitutions are considered independent agencies within the judicial branch". Is this true of the ACJC? Is or should Governor Dunleavy with his executive power and authority as written in Article III Sections 1 and 16, charged by his oath oversee the ACJC members that function as the judge of judges?

The Alaska Bar Association has ultimate control over the initial review and selection of judges, not we the people. Solution: All justices and judges should initially be elected by the people for the people.

I have been writing and making public testimony for several years identifying serious issues within the judicial system that need to be corrected to ensure justice is for ALL Alaskans. To date, judicial reform has not happened. The American legal system has and is not working for ALL Alaskans.

There needs to be new members appointed to the ACJC with term limits. I do not support members seeking more than two terms to the ACJC. Thank you.

**Information below is for you to read and ponder.**

Marla Greenstein has been the ACJC Executive Investigator since 1989 writes in her article of Judges' Journal 2025 State Constitutions Anchor Judicial Conduct Commissions. "*Typically, judicial conduct commissions created by state constitutions are considered independent agencies within the judicial branch...*" [https://www.americanbar.org/content/dam/aba/publications/judges\\_journal/vol64no2-ji2025.pdf](https://www.americanbar.org/content/dam/aba/publications/judges_journal/vol64no2-ji2025.pdf)

**Alaska Constitution Article IV Section 10** a section reads. *In addition to being subjected to impeachment under Section 12 of this article, a justice or judge may be dis-qualified from acting as such and may be suspended, removed from office, retired, or censured by the supreme court upon the recommendation of the commission.*

**Article IV Section 10** last sentence reads, "*The powers and duties of the commission and the bases for judicial disqualification shall be established by law.*"

**AS 22.30.011** *establishes the powers and duties of the commission are the bases for judicial disqualification...(3)(A) wilful misconduct in office; (B) wilful and persistent failure to perform judicial duties; (C) conduct prejudicial to the administration of justice; (D) conduct that brings the judicial office into disrepute; or (E) conduct in violation of the code of judicial conduct; to name a few... Also see **Canon 3 (2)(b)** A judge shall faithfully follow the laws.\**

Deputy Attorney General Svobodny filed an ACJC complaint regarding Judge Cummings. The Alaska Attorney General or Deputy Attorney General (DOL) can intervene and file an ACJC complaint on behalf of the public interest and safety. See **AS 44.23.020 (a)**

Judge Cummings w 292 P.3d 187; Supreme Court of Alaska; In re [Dennis CUMMINGS](#), Judge of the District Court, Fourth Judicial District at Bethel, Alaska; No. S-14692; Jan. 18, 2013. **Synopsis;** **Background:** Judicial disciplinary proceedings were commenced against district court judge. The Commission on Judicial Conduct determined that judge had committed misconduct and recommended removal.; **[Holding:]** The Supreme Court, [Winfree, J.](#), held that removal was the appropriate sanction for judge’s improper ex parte communications.

Chief Justice Bolger and Justices Winfree, Maassen and Carney all sign on a letter to **Fellow Alaskans**. <https://courts.alaska.gov/media/docs/sc-2020-stmt.pdf>. The Justices point out flaws in our judicial system that are very true but to date haven’t been corrected. One remedy that can be put into action now is to allow us an opportunity for our Petition for Redress of Grievances dated April 5, 2025 to be heard.

Alaska Rules of Professional Conduct – Alaska Court Rules. <https://courts.alaska.gov/rules/docs/prof.pdf>  
SCOPE – “*Some of the Rules are imperatives, cast in the terms “shall” or “shall not.”*”

**SB 31** "An Act relating to the selection, retention, and rejection of judicial officers for the court of appeals and the district court; relating to the selection of magistrates; **relating to the duties of the judicial council; relating to the duties of the Commission on Judicial Conduct;** relating to the conduct of magistrates; and relating to the impeachment, disqualification, suspension, removal, retirement, and censure of magistrates." <https://www.akleg.gov/basis/Bill/Detail/33?Root=SB%2031>  
[https://www.akleg.gov/basis/get\\_documents.asp?session=33&docid=1193](https://www.akleg.gov/basis/get_documents.asp?session=33&docid=1193)

My testimony in support of **SB 31**.

<https://www.akleg.gov/basis/Meeting/Detail/?Meeting=SSTA%202023-02-23%2015:30:00&Bill=SB%20%2031>

Alaska’s Constitution A Citizen’s Guide by Gordon Harrison, Alaska Legislative Affairs Agency Sixth Edition. **Section 16. Governor’s Authority** [https://akleg.gov/docs/pdf/citizens\\_guide.pdf](https://akleg.gov/docs/pdf/citizens_guide.pdf)

**“Power tends to corrupt, and absolute power corrupts absolutely.”  
Famous 19<sup>th</sup>-century aphorism by British historian Lord Acton (1887)**