



JPR
ARIZONA JUDICIAL PERFORMANCE REVIEW

[Home](#) > [Performance Reports](#) > Judicial Reports

Judicial Reports

Commission number votes may vary based upon abstentions. Voting abstentions are procedural matters within the Commission and should not be viewed in any way as a negative factor with respect to a judge's performance.

Maricopa County Voters Only

Hon. Mark H. Brain

Maricopa County Superior Court

Bench: Civil

Appointed: 2011

100% of the Commission Voted Judge Brain MEETS Judicial Performance Standards

29 Commissioners Voted 'Meets'

0 Commissioners Voted 'Does Not Meet'

Show Surveys from Prior Years

2014	Attorney Surveys	Juror Surveys	Litigant Witness Surveys
	Distributed: 294 Returned: 91 Score (See Footnote)	Distributed: 36 Returned: 28 Score (See Footnote)	Distributed: 65 Returned: 6 Score (See Footnote)
Legal Ability	92%	n/a	n/a
Integrity	99%	96%	100%
Communication	96%	96%	100%
Temperament	96%	96%	100%
Admin Performance	99%	96%	100%
Settlement Activities	89%	n/a	n/a

FOOTNOTE:

Judges are evaluated on their judicial performance midway through their term and prior to their retention election. Beginning in 2022, their survey evaluation scores include midterm scores and retention scores. Newly appointed judges serve a two-year term and are evaluated prior to their retention election on their retention scores. The score is the percentage of all evaluators who rated the judge "superior", "very good", or "satisfactory" in each of the Commission's evaluation categories. Depending on the assignment, a judge may not have responses in certain categories, indicated by N/A (for example, some judicial assignments do not require jury trials or no survey responses were returned). The JPR Commission votes "Yes" or "No" on whether a judge "MEETS" Judicial Performance Standards, based on the statistical information, as well as any other information submitted by the public or the judge. Further information on the judges and justices can be found at each court's website.



JPR
ARIZONA JUDICIAL PERFORMANCE REVIEW

[Home](#) > [Performance Reports](#) > Judicial Reports

Judicial Reports

Commission number votes may vary based upon abstentions. Voting abstentions are procedural matters within the Commission and should not be viewed in any way as a negative factor with respect to a judge's performance.

WHO JUDGES THE JUDGES?



Arizona Commission on Judicial Performance Review

WE CAN HELP.

Hon. Mark H. Brain

2014 Attorney Survey Responses

Key: **SU** = Superior **VG** = Very Good **SA** = Satisfactory **PO** = Poor **UN** = Unsatisfactory

	UN		PO		SA		VG		SU		Mean	Total	No Resp
	Num.	Pct.	Num.	Pct.	Num.	Pct.	Num.	Pct.	Num.	Pct.			
1. Legal Ability													
256. Legal reasoning ability	2	2%	7	9%	6	7%	13	16%	54	66%	3.34	82	0
257. Knowledge of substantive law	2	2%	5	6%	6	7%	18	22%	50	62%	3.35	81	0
258. Knowledge of rules of evidence	1	1%	3	4%	4	6%	10	15%	49	73%	3.54	67	0
259. Knowledge of rules of procedure	2	3%	4	5%	3	4%	12	16%	55	72%	3.50	76	0
Category Total	7	2%	19	6%	19	6%	53	17%	208	68%	3.42	306	
2. Integrity													
260. Basic fairness and impartiality	2	2%	4	5%	10	11%	17	20%	54	62%	3.34	87	0
261. Equal treatment regardless of race	0	0%	0	0%	7	13%	4	8%	41	79%	3.65	52	0
262. Equal treatment regardless of gender	0	0%	0	0%	7	13%	5	10%	40	77%	3.63	52	0
263. Equal treatment regardless of religion	0	0%	0	0%	7	15%	3	6%	37	79%	3.64	47	0
264. Equal treatment regardless of national origin	0	0%	0	0%	7	14%	3	6%	39	80%	3.65	49	0
265. Equal treatment regardless of disability	0	0%	0	0%	7	15%	3	6%	38	79%	3.65	48	0
266. Equal treatment regardless of age	1	2%	0	0%	7	13%	3	6%	43	80%	3.61	54	0
267. Equal treatment regardless of sexual orientation	0	0%	0	0%	7	15%	3	7%	36	78%	3.63	46	0
268. Equal treatment regardless of economic status	0	0%	0	0%	8	14%	3	5%	45	80%	3.66	56	0
Category Total	3	1%	4	1%	67	14%	44	9%	373	76%	3.59	491	
3. Communication													
269. Clear and logical oral 2s and directions	1	1%	2	2%	12	13%	13	14%	63	69%	3.48	91	0
270. Clear and logical written decisions	2	2%	3	4%	12	15%	10	12%	55	67%	3.38	82	0

271. Gave all parties an adequate opportunity to be heard	2	2%	1	1%	9	10%	8	9%	71	78%	3.59	91	0
Category Total	5	2%	6	2%	33	12%	31	12%	189	72%	3.49	264	
4. Temperament													
272. Understanding and compassion	2	2%	1	1%	12	14%	17	19%	56	64%	3.41	88	0
273. Dignified	2	2%	0	0%	10	11%	13	14%	65	72%	3.54	90	0
274. Courteous	3	3%	0	0%	10	11%	14	15%	64	70%	3.49	91	0
275. Conduct that promoted public confidence in the court and judge's ability	3	3%	1	1%	11	12%	9	10%	66	73%	3.49	90	0
276. Patient	2	2%	2	2%	9	10%	18	20%	59	66%	3.44	90	0
Category Total	12	3%	4	1%	52	12%	71	16%	310	69%	3.48	449	
5. Admin Performance													
277. Punctual in conducting proceedings	0	0%	0	0%	9	10%	18	20%	63	70%	3.60	90	0
278. Maintained proper control over courtroom	1	1%	0	0%	10	11%	14	16%	64	72%	3.57	89	0
279. Prompt in making rulings and rendering decisions	0	0%	0	0%	13	15%	13	15%	62	70%	3.56	88	0
280. Was prepared for the proceedings	0	0%	2	2%	13	14%	17	19%	59	65%	3.46	91	0
281. Efficient management of the calendar	0	0%	0	0%	9	10%	16	18%	62	71%	3.61	87	0
Category Total	1	0%	2	0%	54	12%	78	18%	310	70%	3.56	445	
6. Settlement Activities													
282. Appropriately promoted or conducted settlement	1	4%	2	7%	5	19%	3	11%	16	59%	3.15	27	0
Category Total	1	4%	2	7%	5	19%	3	11%	16	59%	3.15	27	



JPR
ARIZONA JUDICIAL PERFORMANCE REVIEW

[Home](#) > [Performance Reports](#) > Judicial Reports

Judicial Reports

Commission number votes may vary based upon abstentions. Voting abstentions are procedural matters within the Commission and should not be viewed in any way as a negative factor with respect to a judge's performance.

WHO JUDGES THE JUDGES?



Arizona Commission on Judicial Performance Review

WE CAN HELP.

Hon. Mark H. Brain

2014 Juror Survey Responses

Key: **SU** = Superior **VG** = Very Good **SA** = Satisfactory **PO** = Poor **UN** = Unsatisfactory

	UN		PO		SA		VG		SU		Mean	Total	No Resp
	Num.	Pct.	Num.	Pct.	Num.	Pct.	Num.	Pct.	Num.	Pct.			
1. Integrity													
222. Basic fairness and impartiality	1	4%	0	0%	0	0%	9	36%	15	60%	3.48	25	0
223. Equal treatment regardless of race	1	4%	0	0%	0	0%	7	28%	17	68%	3.56	25	0
224. Equal treatment regardless of gender	1	4%	0	0%	0	0%	7	28%	17	68%	3.56	25	0
225. Equal treatment regardless of religion	0	0%	0	0%	0	0%	6	29%	15	71%	3.71	21	0
226. Equal treatment regardless of national origin	1	5%	0	0%	0	0%	6	27%	15	68%	3.55	22	0
227. Equal treatment regardless of disability	1	4%	0	0%	1	4%	6	24%	17	68%	3.52	25	0
228. Equal treatment regardless of age	1	4%	0	0%	0	0%	6	26%	16	70%	3.57	23	0
229. Equal treatment regardless of sexual orientation	1	4%	0	0%	0	0%	6	26%	16	70%	3.57	23	0
230. Equal treatment regardless of economic status	1	4%	0	0%	0	0%	6	25%	17	71%	3.58	24	0
Category Total	8	4%	0	0%	1	0%	59	28%	145	68%	3.56	213	
2. Communication													
231. Explained proceedings to the jury	1	4%	0	0%	0	0%	7	26%	19	70%	3.59	27	0
232. Explained reasons for delays	1	4%	0	0%	0	0%	8	32%	16	64%	3.52	25	0
233. Clearly explained the juror's responsibilities	1	4%	0	0%	1	4%	8	30%	17	63%	3.48	27	0
Category Total	3	4%	0	0%	1	1%	23	29%	52	66%	3.53	79	
3. Temperament													
234. Understanding and Compassion	1	4%	0	0%	0	0%	11	41%	15	56%	3.44	27	0
235. Dignified	1	4%	0	0%	0	0%	9	35%	16	62%	3.50	26	0
236. Courteous	1	4%	0	0%	0	0%	7	27%	18	69%	3.58	26	0

237. Conduct that promotes public confidence in the court and judge's ability	1	4%	0	0%	0	0%	6	23%	19	73%	3.62	26	0
238. Patient	1	4%	0	0%	0	0%	8	30%	18	67%	3.56	27	0
Category Total	5	4%	0	0%	0	0%	41	31%	86	65%	3.54	132	
4. Admin Performance													
239. Punctuality in conducting proceedings	0	0%	1	4%	0	0%	6	23%	19	73%	3.65	26	0
240. Maintained proper control of courtroom	0	0%	1	4%	0	0%	6	23%	19	73%	3.65	26	0
241. Was prepared for the proceedings	0	0%	1	4%	0	0%	6	23%	19	73%	3.65	26	0
Category Total	0	0%	3	4%	0	0%	18	23%	57	73%	3.65	78	



JPR
ARIZONA JUDICIAL PERFORMANCE REVIEW

[Home](#) > [Performance Reports](#) > Judicial Reports

Judicial Reports

Commission number votes may vary based upon abstentions. Voting abstentions are procedural matters within the Commission and should not be viewed in any way as a negative factor with respect to a judge's performance.

WHO JUDGES THE JUDGES?



Arizona Commission on Judicial Performance Review

WE CAN HELP.

Hon. Mark H. Brain

2014 Litigant Witness Survey Responses

Key: **SU** = Superior **VG** = Very Good **SA** = Satisfactory **PO** = Poor **UN** = Unsatisfactory

	UN		PO		SA		VG		SU		Mean	Total	No Resp
	Num.	Pct.	Num.	Pct.	Num.	Pct.	Num.	Pct.	Num.	Pct.			
1. Integrity													
203. Basic fairness and impartiality	0	0%	0	0%	1	17%	2	33%	3	50%	3.33	6	0
204. Equal treatment regardless of race	0	0%	0	0%	1	50%	0	0%	1	50%	3.00	2	0
205. Equal treatment regardless of gender	0	0%	0	0%	1	25%	1	25%	2	50%	3.25	4	0
206. Equal treatment regardless of religion	0	0%	0	0%	1	50%	0	0%	1	50%	3.00	2	0
207. Equal treatment regardless of national origin	0	0%	0	0%	1	50%	0	0%	1	50%	3.00	2	0
208. Equal treatment regardless of disability	0	0%	0	0%	1	33%	0	0%	2	67%	3.33	3	0
209. Equal treatment regardless of age	0	0%	0	0%	1	50%	0	0%	1	50%	3.00	2	0
210. Equal treatment regardless of sexual orientation	0	0%	0	0%	1	33%	0	0%	2	67%	3.33	3	0
211. Equal treatment regardless of economic status	0	0%	0	0%	1	25%	1	25%	2	50%	3.25	4	0
Category Total	0	0%	0	0%	9	32%	4	14%	15	54%	3.21	28	
2. Communication													
212. Explained proceedings	0	0%	0	0%	0	0%	2	40%	3	60%	3.60	5	0
213. Explained reasons for delays	0	0%	0	0%	0	0%	1	33%	2	67%	3.67	3	0
Category Total	0	0%	0	0%	0	0%	3	38%	5	62%	3.62	8	
3. Temperament													
214. Understanding and compassion	0	0%	0	0%	0	0%	3	50%	3	50%	3.50	6	0
215. Dignified	0	0%	0	0%	0	0%	3	50%	3	50%	3.50	6	0
216. Courteous	0	0%	0	0%	0	0%	2	33%	4	67%	3.67	6	0
217. Conduct that promotes public confidence in the court	0	0%	0	0%	0	0%	3	50%	3	50%	3.50	6	0

218. Patient	0	0%	0	0%	0	0%	3	50%	3	50%	3.50	6	0
Category Total	0	0%	0	0%	0	0%	14	47%	16	53%	3.53	30	
4. Admin Performance													
219. Punctual in conducting proceedings	0	0%	0	0%	0	0%	3	50%	3	50%	3.50	6	0
220. Maintained proper control of courtroom	0	0%	0	0%	0	0%	2	40%	3	60%	3.60	5	0
221. Was prepared for the proceedings	0	0%	0	0%	1	17%	2	33%	3	50%	3.33	6	0
Category Total	0	0%	0	0%	1	6%	7	41%	9	53%	3.47	17	