

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-045

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge and superior court commissioner denied her son an opportunity to be heard, issued erroneous rulings, and that the commissioner was biased against her.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judicial officers engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

The commission does not have jurisdiction to review the legal sufficiency of the judicial officers' rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judicial officers did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23(a).

Dated: April 12, 2017

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer

Executive Director

Copies of this order were distributed to all appropriate persons on April 12, 2017.

This order may not be used as a basis for disqualification of a judge.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2017-045

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.

RE: Rule 2.4(A) LITIGANT, RIGHT TO BE HEARD
ARIZONA CODE OF JUDICIAL CONDUCT.

MY SON WAS KIDNAPPED CIVILLY BY
THE HE IS AN INCAPACITATED ADULT WITH
SOME SIGN LANGUAGE, SOME WORDS, BODY LANGUAGE
AND THE ABILITY TO COMMUNICATE HIS NEEDS AND
WISHES WITH THE ASSISTANCE OF A TRANSLATOR
(SPEECH THERAPIST OR SPECIAL ED. INSTRUCTOR
WORKING WITH CHILDREN WITH PROCESSING
DISORDER). HE CAN READ WORD CARDS AND
SHOW WHAT THEY MEAN. THIS CASE BEGAN IN
A HE HAS YET TO BE ALLOWED TO MEET IN
COURT OR CHAMBERS WITH A JUDGE TO TELL THEM
WHERE HE WANTS TO LIVE & WITH WHOM. THERE
ARE NO CHARGES AND HIS CIVIL RIGHTS & HIS
RIGHT TO SPEECH HAVE BEEN VIOLATED DESPITE
MY REPEATED REQUESTS FOR HIM TO BE ALLOWED
IN COURT. MADE IT CLEAR TO
ME IN THAT IF HE COULD CONVEY THIS
INFORMATION THE COURT HAD NO CHARGES TO
HOLD HIM. FAMILY/MOTHER HAVE NOT SEEN HIM
FOR & HE HAS NOT RECEIVED MEDICAL
CARE, DESPITE HIS ISSUES & FRAGILITY.

2

HE HAS COMMUNICATED WITH MANY AGENTS OF SYSTEM
THAT HE WANTS "MAMA HOME" FROM DAY ONE OF HIS
CAPTIVITY BY + THEIR AGENCIES.

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THERE IS A REASON FOR MY BEING UNABLE TO SPEAK
FREELY + FULLY, OR BE HEARD ON MOTIONS + PETITIONS.
I CANNOT TELL YOU WHAT IT IS BUT I FEEL VERY
STRONGLY ABOUT BEING BIASED
AGAINST ME. ALMOST APPEARING TO COMPLY WITH
WHAT THE WANTS, + COMPLYING WITH THEIR
WISHES TO KEEP MY SON FROM ME, + TO A GREAT
EXTENT. HIS FAMILY. AT THE RECENT COURT HEARINGS
GAVE NO
REAL CONSIDERATION FOR THE FAMILY. SHE THREW THE
RECORDER OFF WHILE I WAS TRYING TO CONVEY OUR
CONCERN + WALKED OUT OF COURT INTO CHAMBERS.
PRIOR TO THIS SHE DISMISSED MY SON'S COURT
APPOINTED ATTORNEY, AND HIS NEW
GUARDIAN AD LITEM, WHO INTRODUCED HIMSELF
TO ME PRIOR TO BEGINNING TRIAL + SAID HE
GOT THE CASE A WEEK BEFORE, KNEW LITTLE ABOUT
IT, AND WANTED TO SPEAK WITH ME AFTER COURT.
HIS NAME IS . THERE ARE TWO CASES,
NOW COMBINED + AWAITING CALENDARING, IN
THERE IS A REQUEST - MOTION
FOR SETTLEMENT CONFERENCE BEFORE
IN ALL CASES ARE ACTIVE AND
MY SON HAS NO LEGAL REPRESENTATION AS HE IS
AN INCAPACITATED ADULT.

ENCLOSED ARE LETTERS FROM ASKING
WHY. HAS HAD NO PHYSICAL EXAM IN OVER
A YEAR. THE OTHER LETTER IS FROM AN AGENCY
TRYING TO COLLECT PAYMENT FOR
CARE FROM THIS IS A PUZZLEMENT. I
AM NOT TRUSTEE! HE WAS BORN AT
GESTATION ON HE CAME TO US AS
A FOSTER CHILD ON FROM THE HOSPITAL,
WAS ON HIS FIRST SURGERY WITH US
AND ON HIS HEAD FOR
BEFORE HE WAS HE SURVIVED SURGERIES
RELINQUISHED HIM DIRECTLY TO ME ON OF AGE. HIS MOTHER
IN SHE SIGNED OFF & LEFT THE AGENCY WITH
NO VISIT (WHICH HAD BEEN PLANNED) AND NO GOOD BYES.
WE HAD WORKED FOR YEARS THEN
TO REUNIFY THE FAMILY. ON
WAS ADOPTED AT WITH BIOLOGICAL
FAMILY PRESENT. ALL CONTRACTS ARE STILL IN EFFECT!
WE HAVE HAD NUMEROUS PEOPLE TO SPEAK FOR US
BUT IT IS DIFFICULT & SOMETIMES IMPOSSIBLE TO
BE HEARD MYSELF HAS NEVER BEEN ALLOWED
IN COURT — LET ALONE WITNESSES. THIS HEARING
ON WAS SO DISTURBING TO MY DAUGHTER
THAT SHE WALKED OUT OF COURT IN THE MIDDLE.
THE FRUSTRATION IS EXHAUSTING. GOING BACK TO

THE DAY TRIAL IN WITH

- AND WE

HAD WITNESSES SWORN IN. BUT AFTER

WITH ON THE STAND, THE JUDGE GAVE ME MINUTES BEFORE COURT CLOSED. SHE DISMISSED

THE CASE AND HAD FORWARDED HE WOULD BE IN A FEW WEEKS. SHE MADE IT CLEAR

THAT I HAD TO WIN THE CASE IF DETERMINED TO HAVE IT HEARD IMMEDIATELY, CAUSING HER TO REARRANGE HER CALENDAR. THE WORKERS CAME TO US

AFTER COURT TO APOLOGIZE & ADVISE THEY HAD LOST THEIR JOBS & LICENCES. WEEKS

AFTER TURNED KIDNAPPED

HIM (ACCORDING TO POLICE) AS HE WAS FULLY WITHDRAWN FROM SCHOOL IN THE MIDDLE OF THE DAY BY A GUARDIAN TRAINEE WITH NO LICENSED PERSON IN ATTENDANCE.

BETWEEN

, WE HAVE BEEN TOLD

BY MANY PARTIES INVOLVED THAT IT APPEARS AS THOUGH THERE IS A VENDETTA OUT. WE HAVE YET TO BE ADVISED WHY THIS EVER BEGAN.

HAS THE DISC OF THE CASE IN

I HAVE CITED REPEATEDLY RULINGS, STATUTES, CODES,

& VIOLATIONS OF MANY BUT NEVER HEAR

THIS. WE ARE SUPPOSED TO BE VISITING ON

16.

A FREQUENT + REGULAR BASIS, HAS SENT A PAPER INTO COURT OF AN ANNUAL ASSESSMENT THAT STATES THIS IS HAPPENING. IT IS NOT! AS STATED WE HAVE NOT SET EYES ON HIM SINCE THESE SHOULD HAVE BEEN CORRECTED BY THE , BUT NEVER WERE.

THERE MUST BE A LEAK IN YOUR SYSTEM, AS WE HAVE RECEIVED INFORMATION WE SHOULD NOT KNOW. ALSO DRS. HAVE CALLED WANTING TO KNOW WHY IS EXTREMELY OVERDUE FOR HIS VISITS + FOLLOW UP APPOINTMENTS. DRUG COMPANY IS SENDING ME MONTHLY RECORDS OF MEDICATIONS WHICH ARE EXACTLY WHAT WE WERE GIVING BEFORE THE KIDNAPPING. SEVERAL SUPPLEMENTS + NEW MEDICATIONS ARE NOT INCLUDED.

SENT ME LETTERS OF ATTENDANCE WHEN WAS SEEN. NO AUTHORITY WAS WITH HIM + NO HISTORY AVAILABLE. HIS APPEARANCE DID NOT REFLECT THE REASON FOR HIS BEING BROUGHT IN. HE WAS RETURNED TO . THERE ARE ALSO NUMEROUS INCIDENT REPORTS + STATED THEY HAVE SEVERAL OPEN CASES AT HIS RESIDENCE. THEY WERE TOLD BY THAT HE COULD BE SEEN + ASSESSED AT OUR ADDRESS WHERE HE WAS LIVING.

HAD MOVED HIM ABOUT MONTHS BEFORE BUT THIS WAS NOT CONVEYED.

**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.**