

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-134

Judge:

Complainant:

ORDER

August 21, 2019

The Complainant alleged a superior court judge engaged in improper ex parte communications, had a conflict of interest, inappropriately sanctioned his attorney, and made improper rulings in a family law matter.

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 Rules 16(a) and 23(a).

Copies of this order were distributed to all appropriate persons on August 21, 2019.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2019-134

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.

info. enclosed & attached

Commission on Judicial Conduct
1501 West Washington St. Suite 229
Phoenix, Arizona 85007

RE; State Of Arizona,

(Mailed)

(Mailed)

(Mailed)

To Whom It May Concern,

Attached is information with exhibits supporting all information within this complaint and it is not intended to be bias in any way only fair. Please review and offer assistance with this current situation. If deemed necessary please forward this information to the Court per *Rule 31 of Professional Conduct* that is adding additional implementation of sanctions and harmful acts as well as rendering additional hardship and tragedy to a verified disabled body.

AS FOLLOWS:

- 1- During the course of hearing captioned on in the State of Arizona, County, , Counsel representing the Claimant, .questioned the Presiding Judge and the Respondent , without the presence or consent of Counsel or anyone else. Of which, Mr. showed and displayed a handheld device and it's contents to the presiding Judge and no one else, of which was witnessed and transcribed on that day by an attorney within the State of Arizona, bar number captioned as Please note that no other than the Presiding Judge and Mr. viewed this information on this device at this time. Insomuch *Rules of Professional* were in violation and not observed on that day.
- 2- Failure for this court to follow proper *Rules of Civil Procedure* in a courtroom of family law , within its jurisdiction resulting in a document and motion of Decree to be carried out by possible clerical error *U.S. Rule 60* and implementing additional sanctions on a disabled body of which will result in hardship and or possible death. Settlement and conflicting Decree attached.
- 3- Issues of the counsel of this court to follow guidelines of a Settlement that was agreed upon, recognized and transcribed by the presiding Judge at a hearing on Resulting in a disabled body without any means of transportation and seek any medical treatment, prescribed medication as well as having impact of mail delivery and communication of an acutely disabled body.

4- Presiding Judge [redacted], admission in ignoring vital correspondence of explanation and pending " [redacted] " hearing with respects to Case No. [redacted] scheduled and conducted in another jurisdiction sent by the Respondent [redacted], confirmed tracking of [redacted], of which resulted in addition liens, bonds and sanctions placed on a disabled body.

5- Counsel [redacted] and presiding Judge [redacted], failure to recognize many listed and documented conflict of interest issues in this courtroom that include the counsel of the Claimant [redacted] with a open ballot for the current Presiding Judge seat of the same case and in the same courtroom and jurisdiction.

(a) Influences of public officials, policing agency, clergymen and their families related. Information of Mr. [redacted] election is attached.

6- Failure for counsel [redacted] and presiding Judge [redacted], to give any recognition to a documented and confirmed disability of anterograde amnesia characterized by documented ischemic episodes triggered by stress and anxiety of side effects of a sodium blocker [redacted] that of which is used for blood circulation within the heart muscle and results in a resting condition of the Respondent, [redacted], called accommodative dysfunction of refractive errors of myopia and presbyopia during concentration, eye contact and speaking.

(a). Documented short term memory loss of this condition has been recorded as short as [redacted] as well as memory perception as far back as [redacted] before the last episode.

7- Factual written description presented by [redacted], a former US Army Sergeant., that submits written testimony of which brief description matches the original court transcriptions of the case no. [redacted].

(a). Personal references of Respondent [redacted] attached.

8- Failed Recovery of Personal Belongings as well as many failed Inspection attempts located at [redacted] in [redacted]. Property owned by the Respondent, [redacted], that includes a large [redacted] tank and belongings inside the chicken coop at that location.

Rule 31 of Rules of professional conduct was in violation and witnessed by the Presiding Judge [redacted] and [redacted], within a open court on [redacted], in the State of Arizona, County of [redacted], Case No. [redacted] of which the Presiding Judge [redacted], allowed all proceedings to move forward even though the violation of [redacted] was called out by counsel [redacted] of which is licensed to practice law within the State of Arizona and within [redacted] County. On this day it may also be noted that Honorable Judge [redacted], added additional sanctions to counsel [redacted] that is also questionable, as was the first one at a earlier hearing in which Ms. [redacted] was *not* allowed to speak during that hearing resulting in Ms. [redacted] being sanctioned to contribute a [redacted] donation to a organization in need. Therefore it's in question that this current scare tactic of sanction may be leverage of abuse in order for the presiding Judge as well as counsel [redacted] to hide or confine violations on that day.

Certainly both Claimant and Respondent only care about moving on with their lives and ending this nightmare of court proceedings. A full explanation of activities that are in violation of State of Arizona Family Law with regards to *Case No.* [redacted] by [redacted] as well as the presiding Judge [redacted] can be verified within the original court docket and audio transcriptions of that day as well as being witnessed by counsel [redacted] and the presiding Judge [redacted] himself.

**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.**