

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-337

Judge:

Complainant:

ORDER

January 15, 2020

The Complainant alleged a superior court judge improperly ordered his house to be sold 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 Commission Rules 16(a) and 23(a).

Commission member George H. Foster, Jr. did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on January 15, 2020.

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

FOR OFFICE USE ONLY

2019-337

COMPLAINT AGAINST A JUDGE

Name: _____ Judge's Name: _____ Judge

Instructions: Use this form on 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.

My ex wife and I went through a messy divorce, at one point Judge _____ had mentioned that he would not force me to sell the home in question. I went behind on the payments in order to get a loan modification, which is _____ days. I requested a "_____ " from my ex wife in order to help out since I the divorce financially drained me. All of a sudden, my ex wife submits paperwork to sell the home all of a sudden. Judge _____ made a decision and assigned a court ordered realtor to sell the home. I question the judgment because Judge _____ is a _____ judge. One of the many issues I have to deal with is my ex wife constantly putting Order of Protections against me. So we cannot discuss the situation. My ex wife claims numerous allegations against me but everything has been proven false.

I am a disabled _____ that is been diagnosed with PTSD and feel that I have been railroaded in the judicial process. I volunteered to serve my country with honor, but I cannot believe after serving my country that I would be treated like this. I do not know Judge _____ background, but I know what I have done for my country.

That the courts favor the mother more than the father. Does not matter the situation, both parents need to be in a child's life, no matter the circumstances. Back to my point, when Judge _____ made the decision to force me to sell the home, this devastated my daughter (_____). The home is material possession, but the contents of the home is the matter at hand. When my dad passed away, he had asked me to put him close to my mom and daughter. A conversation with my ex wife, we put the ashes at the _____.

I am superstitious about thing and believed my dad would look out for his granddaughter. In happier times this was to be a forever home while I was married. Being an only child I have responsibilities to uphold, that being I take care of my mom. _____ My ex wife put me in a tough situation when she requested me to " _____ ". I only have one mom and she has a few health issues, so for my mom to be on her own would be extremely difficult.

This will be the difficult part to explain, my mom _____ recently put a lien against the home in question. Currently the home is under contract to be sold and close of escrow to happen on _____. Since my ex wife and I cannot come to agreement on anything but _____ and I had a verbal agreement with _____ that _____ and I would repay _____ at some point for the _____ was to be responsible for the _____ payment, while I was responsible for the house payment. That never happened, _____ refused to pay anything, because she had checked out of the marriage. This put me a financial situation, and _____ and I could overheard our conversation and step up to help me, her son. I thought maybe _____ and I could workout the marriage but there was no saving it at that point. Since there is a lien against the home, this will interfere with the sale of the home. I received a letter from Judge _____ basically threatening me with has penalties if I interfere with the sale of the home. Judge _____ has overstepped his boundaries in this case, he made a character reference against me that does not justify who I am. This situation has put a wedge between my mom and I, because she had warned me of my ex wife. To be called out as " _____ " with my mom is ludicrous.

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My mom is requesting _____ dollars that she spent and I already agreed to _____ from my
dispersment of the sell of the home. _____ also filed a _____ lawsuit _____ against
me and my ex wife to enforce the lien be paid out with the proceeds from the sale of the home. I have no
problem doing so, because _____ provided the proper documentation showing she made the
checks out to _____

No one is above the law and neither is Judge _____ I want an apology from him because he has passed
judgment on me without looking at the proper paperwork. Judge _____ has overstepped his authority and
has started the process. I hold Judge _____ responsible, if the house goes into foreclosure and not had
my ex wife work with me. Judge _____ was quick to make a verdict and did not understand the
consequences of his actions. Also an explanation on why he appointed _____ as the court
appointed realtor. _____ is not capable of such duties. he has done everything backwards from
the start