

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-002

Judge:

Complainant:

ORDER

March 31, 2021

The Complainant alleged a superior court commissioner ignored family law rules, issued “ridiculous” orders against him, and had pre-conceived notions about his case.

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).

Copies of this order were distributed to all appropriate persons on March 31, 2021.

I understand the commission cannot reverse court orders or assign a new judge to a case.

I declare, under penalty of perjury, that the foregoing information and the facts I have provided upon which my allegations of judicial misconduct are based are true and correct.

Signature: _____

Date: _____

INSTRUCTIONS

Use the following space or plain paper of the same size to explain your complaint. Explain why you believe what the judge did constitutes judicial misconduct. Be specific and list the names, dates, times, and places relevant to your allegations. Additional pages may be used and relevant copies of documents may be sent with your complaint (please do not send original documents). Use one side of each page only and write legibly or type your complaint. Please keep a copy of your complaint for your records.

This country is in the middle of a pandemic. To date, COVID-19 has caused the death of _____ people in the _____. This includes _____ deaths in _____, of which _____ occurred in _____. Further, _____ has recorded _____ cases of COVID-19. Those that catch the virus are often very sick and even hospitalized, for _____. They are unable to work to support their families or businesses. Also, research has shown that certain people are at a higher risk of severe symptoms or death, should they contract COVID-19.

During _____ time on this case, she was on a witch hunt, with pre-conceived notions about the case. She admitted that she never took the time to study the history of the case, and inform herself of the issues at hand. Instead, he repeatedly ruled haphazardly and with extreme prejudice against Respondent/Father. This was clear from the onset of her first hearing, and continued throughout. She repeatedly ignored the _____ rules, and issued ridiculous orders upon Respondent / Father - orders that would be more appropriate for the clerk to do. She ordered Respondent/Father to produce a docket of every court filing Respondent/Father had done since the beginning of the case (_____), and the amount of time the court had spent on the case. She was on a witch hunt to justify ordering that Respondent/Father is a vexatious litigant - disregarding that the Court had already previously ruled that he was not.

Further, _____ recklessly issued a _____ in an obvious attempt to force Respondent/Father to appear in person to the court (during a pandemic) so that she could have him arrested - even though the _____ were not acting upon non-violent _____. She later had to rescind the _____, but provided no explanation.

Subsequently, even more frustrated by her failing witch hunt, _____ scheduled a hearing and ordered that only Respondent / Father had to appear on person. The other party and the other party's attorney were free to appear online.

and the other party's attorney were "free" to appear online. She issued this order despite the pandemic metrics listed above, and with knowledge that certain demographics of the population were at higher risk of severe complications or even death if they were to catch COVID-19. Father issued a Response that cited the CDC guidelines and higher risk categories, and disclosed that he was high risk. Still, [redacted] insisted on the hearing, and when Father did not appear, she ruled as she always had wanted to, with another

[redacted] also showed her lack of character by knowingly scheduling the above hearing during the middle of the Fall Break parenting time schedule, in which Father had extended parenting time with his [redacted] son for the first time in years. Had she actually read the Court's current orders on parenting time, she would have noticed that, or perhaps, given her prejudice against Respondent / Father, she simply didn't care. She didn't care about the well-being of the child, or that due to the inappropriate actions of the Court and the alienating tactics of Mother, that the child had not been allowed parenting time, against his stated wishes, for years, including a [redacted] that stalled through, in violation of the Constitutional Rights of both Father and the child. ([redacted]).

[redacted] is a disgusting human being. She put her personal prejudice and vindictiveness ahead of the law, ahead of the Rules of the Court ([redacted]), ignoring timelines for responses. She came to the courtroom completely unprepared, and had not even taken the time to read the Court's latest rulings. And, even worse, she attempted to force Respondent / Father to needlessly put himself and the health of his child at risk. Her conduct is an embarrassment to her office, and to the State of [redacted], for whom she took an Oath.

I have enclosed transcripts of the pertinent hearings, as well as the minute entries/orders that she ordered. These clearly show [redacted] unprofessionalism, as well as her complete lack of integrity, and most certainly that she couldn't give a rip about the Best Interests of the Child.

I see you [redacted] I see you for what you are. And now, your peers also see you. You are not a dictator. Learn the law! Learn the [redacted] Learn some common decency - or get the [redacted] You're a disgrace to your job and your peers.

Enclosures:

- 1) Transcript of [redacted] hearing.
- 2) Transcript of [redacted] hearing
- 3) [redacted] Order from court (Judge [redacted]) regarding parenting time and other orders.
- 4) [redacted] Minute Entry scheduling [redacted] hearing that overlapped Father's parenting time & ignored Father's and the child's health risks related to the pandemic.
- 5) Father's expedited motion to continue hearing. (Not ack'd or responded to by Court).
- 6) Father's response to minute entry citing legitimate reasons for not appearing in person at hearing (COVID-19).
7. [redacted] orders after conducting hearing when Respondent / Father did not appear for health & parenting time reasons.

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IN THE OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF

IN RE THE MATTER OF:)	
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,)	CASE NO.
)	
Petitioner,)	
and)	
)	
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)	
Respondent.)	
_____)	

, Arizona

BEFORE THE HONORABLE

TRANSCRIPT RE: RETURN HEARING

TRANSCRIPT PREPARED BY:

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A P P E A R A N C E S

(Participants present telephonically)

On Behalf of the Petitioner:

On Behalf of the Respondent:

**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.**