

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-077

Judge:

Complainants:

ORDER

June 14, 2024

The Complainants alleged a superior court judge allowed the father to be denied information regarding his daughter's graduation in a family law 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).

Commission member Barbara Brown did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on June 14, 2024.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2024-077

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.

Because of the last court order which has been violated by we receive this letter speaking about my daughter which I have not seen for years now.

The Judge allowed a minor to make her own decisions

The Mother, sends this letter

Father and family are not allowed to attend the graduation

This is because of the violation of Judge who was allowed to be partial toward the Mother and hate the Father and family

GRADUATE IS BEING ARRANGED AND FATHER AND FAMILY DOES NOT KNOW WHICH SCHOOL, WHEN THE GRADUATION IS OR WHAT SCHOOL

BECAUSE OF THIS ONGOING COURT ORDER AND THE NEGLIGENCE OF JUDGE AND HER HATRED TOWARD FAMILY

DENIES ALL MOTIONS

COPIED

IT O

COUNTY BOARD OF SUPERVISORS

GOVERNOR'S OFFICE

JUDGE

PRESIDING JUDGE OF

COUNTY

COURT

I apologize for the short delay in this month's update.

is doing well in school this month. We are beginning to prepare for graduation.

She did get what we think was Covid. She lost her taste and smell. And was out of school and work for days. She is doing better. Work is still going well for her. She was recognized this month for her great job she is doing. She is working days a week which is averaging her hours a week.

**COURT OF ARIZONA
COUNTY**

HONORABLE

Case Number:

Petitioner

AND

Respondent

**ORDER FOR LEGAL DECISION MAKING, PARENTING TIME AND
CHILD SUPPORT**

The Evidentiary hearing in this matter occurred on . The Court has considered the evidence which includes where applicable/presented, the demeanor of the witnesses, reviewed the exhibits as well as the case history, and considered the parties' arguments and agreements.

The Court makes the following findings and enters the following orders:

JURISDICTIONAL FINDINGS

THE COURT FINDS as follows:

- There is a minor child common to the parties, namely: [DOB |].
- Arizona was the child's home state on the date the petition was filed or was the child's home state within six months before the filing and the child is absent from this state but a parent or person acting as a parent continues to live in this state.
- The federal Parental Kidnapping Prevention Act does not apply and that no international law concerning the wrongful abduction or removal of children applies.

LEGAL DECISION-MAKING AND PARENTING TIME

Best Interest Findings: A.R.S. § 25-403

A.R.S. § 25-403(A) enumerates specific factors for the Court to consider, among all factors that are relevant to the child's physical and emotional well-being. The best interest of a child is the primary consideration in awarding legal decision-making authority and parenting time. *Hays v. Gama*, 205 99, 102, ¶ 18, 67 P.3d 695, 698, ¶ 18 (2003).

In making the legal decision making and parenting time determination, the Court is mindful that as a matter of public policy, absent evidence to the contrary, "it is in a child's best interest: (1) To have substantial, frequent, meaningful and continuing parenting time with both parents[; and] (2) To have both parents participate in decision making about the child." See A.R.S. § 25-103(B).

As a precursor to the analysis of the child's best interest and because of the parents' inability to reach an agreement, the Court considers the following issues regarding the parents. See A.R.S. § 25-403.01.

- *Whether a parent's lack of agreement is unreasonable or is influenced by an issue not related to the child's best interests.*