

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-178

Judge:

Complainant:

ORDER

August 23, 2024

The Complainant alleged a superior court commissioner was biased for being accommodating and understanding to the obligor in matters of child support.

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 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 Colleen E. Concannon did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on August 23, 2024.

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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.

Our child support enforcement hearing was conducted on _____ at _____ The issue at hand is strictly child support enforcement for said child support order. _____ discussed how the court has taken away his rights as a father and has not been allowed to see his daughter. Commissioner _____ allowed _____ to speak about these matters that do not pertain to child support enforcement court. She went on to say, she " _____". Commissioner expressed her past attorney experience, as a family court attorney that represented father's whose rights were being denied in open court and displayed some conduct unbecoming and bias.

Commissioner ordered no child support arrest warrant for _____ if failure to pay the purge amount due _____ Commissioner gave _____ extra days to pay said purge amount. He was given _____ weeks and _____ day. Commissioner stated to _____ " _____" Commissioner allowed _____ to choose a date of _____, in _____ which Commissioner gave him additional days, making the due date of _____.

Furthermore, Commissioner asked _____ how much he currently makes and _____ said _____ an hour. (Current child support order is set at only _____ an hour.) When determining the purge amount, Commissioner did not take into consideration of _____ monthly arrears amount, that is added to current order of _____ a month, making total support obligation of _____ per month.

Commissioner stated to _____ that mother's requests will not be necessarily be granted because she requests them to court, Commissioner will rule what is appropriate for case.

I respectfully request a new commissioner assigned to child support enforcement case based on Commissioner _____ expressing her past experience in open court and displaying some conduct unbecoming and bias.