

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 07-234

Complainant: No. 1318010501A

Judge: No. 1318010501B

ORDER

The commission reviewed the complaint filed in this matter, as well as the audio recording, and found no ethical misconduct on the part of the judge. The commission cannot change a judge's ruling in a case.

Therefore, the complaint is dismissed pursuant to Rules 16(a) and 23(a).

Dated: November 20, 2007.

FOR THE COMMISSION

\g\ Keith Stott
Executive Director

Copies of this order were mailed
to the complainant and the judge
on November 20, 2007.

This order may not be used as a basis for disqualification of a judge.

On Monday, [] my daughter, [] appeared in Judge [] courtroom on a civil case regarding payment for services rendered. The issues I have with Judge [] behavior are as follows:

1. Court did not start on time
 - a. The written instructions provided by the court instructed participants to sign in at least five minutes before the scheduled 2:00 p.m. hearing. The plaintiff met that requirement. The defendant did not arrive in court until 2:10 p.m. Court did not start until 2:13 p.m.
2. The proceeding were not recorded
 - a. In speaking with Judge [] judges are instructed, but not required by law, to record proceeding in the event of a dispute. Judge [] made it clear at the beginning of the proceeding that the session was not being recorded.
3. Judge [] insulted my daughter
 - a. My daughter, the plaintiff, is [] years old. The judge ruled that her services "...were of no value..." based solely on the testimony of the defendant, [] My daughter's input in the proceedings was minimal as the judge clearly sided with the adult defendant, discounting what little the plaintiff was allowed to say.
4. Judge [] allowed the defendant to insult, demean and threaten the plaintiff in open court
 - a. After the judge rendered his decision, the defendant loudly called the plaintiff a liar and stated in open court "It's your head on the block [] referring to and threatening the plaintiff.
 - b. The judge did nothing, allowing the defendant to leave the courtroom filled with people who witnessed the outburst.
 - c. As a result of the threat, report [] was filed with the [] Police Department on Monday, []