

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 07-277

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Complainant: No. 1321310004A

Judge: No. 1321310004B

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**ORDER**

The commission reviewed the complaint filed in this matter and found no ethical misconduct on the part of the judge. The issue raised is legal or appellate in nature, and the more appropriate remedy would have been to appeal the judge's decision to a court with proper jurisdiction.

The commission is not an appellate court and cannot change a judge's decisions; therefore, the complaint is dismissed pursuant to Rule 16(a).

Dated: December 3, 2007.

FOR THE COMMISSION

            
/s/ Keith Stott  
Executive Director

Copies of this order were mailed to the complainant and the judge on December 3, 2007.

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

from: Alphonso Taylor

TO: Peter Reinstein, Supervisor

FC 2007-004192

October 18<sup>th</sup>, 2007

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To whom it may concern at the Commission on Judicial Conduct, Attention: Gordon Griller, Ms. Judith Allen, and Judge Peter Reinstein.

First allow me to say thank you for giving me the chance to try and do what is right under the law to see my son. Why am I being punished for being the Petitioner not once but for a second time? Why am I being punished for being a good father? Why am I being punished for moving on with my life and still wanting to be fully involved in my only child life? I know why a lot of fathers are absent. It's not because they don't want to be in their Childs life, it's because the lack of empathy from the court, it's due to the over looking of evidence that shows they make attempts and to mother's of the children that lie. I wasn't raised by my father not even a step father, so I've been fighting since 2002 to stay in my sons life because I never want him to group with a void similar to what I had and what I still have. I am writing this letter in hopes that the right person receives it, reads it, understand my pain and disappointment in today's ruling and court preceding. I am not upset at the ruling, because before today I had no visits, however I am dissatisfied in how it was handled. Please take the time to read this and my evidence that was submitted the first time that was obviously over looked or not read. If the Judge listen to that court tape and then read my evidence even he will see that it was handled poorly. I know he may busy and have a lot of cases but I submitted valuable, evidence that was NEVER DISCUSSED. I am asking for a continence of today's court ruling because I didn't receive a fair trial the evidence was not read at ALL. I am begging to be heard and have my evidence read.

1. I asked for joint custody in my second petition. That was never discussed in today court proceeding. Ms. Singleton said in court today that the 2.2.5 rule was not a problem, the judge over looked that please go back and listen to the tape.
2. I was asked to provide evidence of why I was asking for joint custody, I provided 7 pieces of evidence that clearly stated why. It was clearly never read nor discussed if it was read.
3. The judge never questioned Ms. Singleton on why I was unable to see my son again for 4 months in 2004, but yet he made it seems as if I made no attempts with communicating for my son. Here I am again 2007 not seeing or know where he was 6 month I submitted that in evidence. He made it as I just appeared 6 years later and said can I see him that is clearly documented as not the case. I have always been in his life no matter what the situation was. Now she has completely erased me from his well being, his life and his overall growth.

4. He said the he was going to modify child support. How can he do that if it was never order in a court of law and paternity was never established? We were never married but yet he kept calling her Mrs. Taylor that was highly insulting. The judge said that he don't know my living arrangement. Had he read the evidence he would have know that I live in a brand new save environment on 71<sup>st</sup> ave and baseline, a 5 bedroom home where my should be calling his home and not a visit. He should never say I am over my dad house for a visit, which is his home, as well as his mother house or his grandmothers' house I should say.
5. The judge asked me what my profession was and how much I make. Had he read the evidence that was submitted (evidence # 1-3) he would have know that. I was never told to bring witness on my parenting, I was told to bring character witness. In the evidence from a clinical therapist, social workers he'd would have read that I am a great parent. I received Foster Care Parent of the year twice. He never questioned it; it was like I had no rights at all. I am the reason we was there, not her. She said that she pays \$480.00 a month for medical that is very unlikely especially since she unemployed and he would have known that in the evidence.
6. He asked me why I haven't been paying child support. Had he read my evidence he would have seen on (evidence # 4-6) would have answered that I missed two months of child support because I was not able to walk due to Sciatic Nerve damage to my back. I was unable to go the restroom let alone work. He also would have known that I have been paying \$300.00 a month unordered and additional \$100.00 a month for after school child care. He never asked her about that.
7. I submitted evidence (evidence #5) which was 38 emails where I emailed her at her former employer begging, pleading and asking to please contact me so I can see him. He made it seem that I was calling for reasons other than my son. I am married happily I HAVE NO OTHER REASON TO CALL HER. I've never been mean to her, never had domestic violence, but yet she has totally erased me out of my son live with evidence of WHY. She openly said in court" I never read his emails the only one I read was the one from him wife" I had no phone number for 4 months, her email at her employer was the only way of communicating in which I told the judge that. If the Judge Reistein read my emails and listen to her say she never read them. He would have had to tell her that my email clearly show that I made exhausting attempts to see my son, by him clothes for school, book supplies or just anything. He never asked her why didn't she respond if he read them he'd would have been forced to ask her why.
8. Then I submitted a letter pleading with courts to read the time line in which lead up to me being the petitioner again. If he had just read that letter alone, he would have had to question her. He never once said, Ms. Singleton why can't Mr. Taylor see his son? The mediator Mr. Charles Pyaette told Ms. Singleton that by playing keep away she could loose her custody. I submitted that statement in the evidence, he never questioned her on that and she still after the mediation on

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9/6/07 kept him away from. Mr. Pyaette also asked her did she learn anything in parenting classes a 6 year child don't make decision. My son loves to be with me he has never not wanted to be with me, if the judge would have read my letter he would felt and understood that.

I will tell you what he did do. He made feel as if I was being punished for her wrong doing. When I am the petitioner the first time and this time, she openly told me in a phone conversation that I can't see him if I have no money. There I was lying on the bed can't walk, can't eat, can't sleep facing possible paralysis and all she could talk about was money? He never questioned her on that. What was the purpose for today? To make me appear a bad person for petitioning for paternity and joint custody of my son because of her jealousy she refuses to allow me to see my son? She stated in court that my son don't want to come to my house because I leave him there with my wife and my step children. Well he never asked why can't I leave him there. If my wife or other kids harmed him where is the evidence? My wife and step children and son all love each other unconditionally. That is my wife we've been together for 5 years. My step children are 17, 13, 10 and 6. If I go to the store I don't have to take him. If I go to work I don't have to take him. We are a blinded family not a separate family and I will not separate my family because of her ignorance. I would never put my son in harms way, she keeps him away from me so much it makes me wonder why especially when she gives no reason. The judge says to me when comes over try not to leave. I am an adult, I have a life, and she has a life. She leaves him with her mother, sister and other family members. My family doesn't count? Is not related to me and my family? I have work in the child court system; I have never seen anything like today in my life never.

She needs to be asked the following questions?

Why did you keep Alphonso Jr. away from his father for 4 months in 2004?

Why did you keep Alphonso Jr. 5 months this year, and then after you was laid on of 9/20 you allowed him to visit?

Where is the evidence that I did not give her child support?

If I wasn't giving her child support in 6 years then why did she never fill on me?

Where is the text message or email that my wife supposedly threaten her and my son when my wife never had a cell phone until 3 weeks ago?

Why she move 4 times in the last 3 years?

Why she disconnected her phone, his phone and his older brother phone to where I had no contact for 4 months at all?

Ask her why her mother cursed out my father in law for trying to help resolve this situation that needs to be resolved for my son sake?

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The judge stated that I need to get re-acquainted with my son. The judge should ask him self why would he even have to make that statement if she wasn't playing keep away? Why would I have to do that if she didn't willfully keep him away from me for 4 months in 2004 and 6 months in 2007? There is a history here that he failed notice. I filed first FC2004-091559 I filed again FC2007004192 I am fighting for our rights but yet he over looked all that. WHY? She was no held accountable for any of her actions nor could she prove I did any wrong.

She has never petitioned me for child support; because she never had to I always gave it to her, why didn't he question her on that. When she couldn't afford the home she was in and had to move but loved the area where my son was going to school in 05 & 06 I had my friend let her rent one of his homes so that She, my son and her other child who (I raised from when he was 3 to 10 years old which is not my child) so they all could live in a safe environment. I have no ill feelings towards her we are adults and I've moved on she can't seem to understand that. She told me several times since I've gotten married I've changed. Since I've gotten married she doesn't want my wife interrupting in her child support payment. If the judge would read that letter evidence supports all these conversations. My wife has never interrupted in anything that is why Ms. Singleton had no evidence. Don't he find it odd that she was not the petitioner ever, she never petitioned on child support since she say she didn't receive it? Doesn't he find it odd that she didn't have any evidence of why I can't see him?

Every since our relationship ended she had given me problems with seeing my son. I stated that in the letter that I gave for evidence, why didn't he question her on that? When she got married I dropped the first petition because I had plenty of time with, once she got divorced, it started again, the judge totally over looked all that evidence I submitted on that. He made it seem that she petitioned on me. I gave the judge a notarized letter to subpoena my baking records to prove that I was giving her \$300- \$400 a month on the 25<sup>th</sup> of each month for the last 2 years. Tell her to bring her bank statements and show that I wasn't. If the judge would have read the letter he would have seen that notarized letter to get my bank records.

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I am not the bad person here, she is the one that played keep away, she's the one refused me visits, phone contact, location of where he was living. I could care less about her; I needed to know where my son was. In the past I was active at his school, I went to parent teacher conference, plays, and basketball games. I have not just showed up and decided to be a dad, I have always been in his life, and I have always been his Father. Any man can be a dad; I am a real Father and a good parent to my son and all the kids in my life. He failed to give me a chance to even show that. He never asked me nothing on why I felt the way I felt. It was like I didn't matter.

I offered to meet her half way for picks up and drop offs. He denied that. I live 13.5 miles away from her, she told the judge that 51<sup>st</sup> and Indian school wasn't safe, however where she is living on 51<sup>st</sup> and Olive isn't safe. I offered on 67<sup>th</sup> ave he refused as if I have been an absent parent in his life. There is a police station 67<sup>th</sup> ave and Encanto I can meet there. I am being punished for being the petitioner when all I want is joint custody and fairness. Please help me read my evidence and give me another court date to have the questions ask that was wasn't asked. WHY HAVE SHE DENIED ME MY SON?

Alphonso Taylor