

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-192

Complainant: No. 1368310211A

Judge: No. 1368310211B

ORDER

The commission reviewed the complaint filed in this matter and found no evidence of ethical misconduct on the part of the judge. The allegations raised involved legal issues. Accordingly, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: October 22, 2009.

FOR THE COMMISSION

\s\ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on October 22, 2009.

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

2004-7078 Judge R.

July 9, 2009

Dear Sirs:

On April 13, 2004, Judge _____ was assigned the initial **Petition for Legal Separation**. Since that time, for whatever reason he has shown a pattern of disinterest in this case and bias, either against me or my counsel.

Judge _____ has shown a pattern of not being prepared for hearings, not having court reporters present, repeatedly suggesting hearings should be continued, and untimely handling of filings, again with bias against me or my counsel.

He has ordered costly evaluations to be completed, yet never held the evaluator to the presentation of the evaluation results (Dr. _____).

This bias has been seen in the signing of a proposed resolution of marriage without taking proofs, without having a hearing, despite multiple objections and a motion of contempt pending before the court. All these motions and objections were denied without being heard or rationale given. This proposal was with the court for over a month and it took my counsel an additional SIX weeks to get a signed copy!

When questioned about holding the petitioner accountable to the Court's orders, Judge _____ response was for me to sue her. When my counsel asked how we were to word to another judge that Judge _____ would not uphold his own ruling, he snapped, "Don't go there!"

Most recently, Judge _____ set a motion filed in October 2008, for hearing in July 2009 [9 months]. Yet in late June 2009, when the petitioner's emergency motion which was initially quashed, then addressed by the parenting coordinator, was refiled, the Judge added this to the pending child support hearing with only 48 hours notice. At the hearing, the Judge spent the last portion of the hearing giving the petitioner, now appearing Pro per, legal advice on how to file exhibits and present evidence in his court room after stating on the record that he could not provide such advice..

The actions, apparent bias and lack of actions of this judge have cost me tens of thousands of dollars over the course of 4 plus years. There is no reason this divorce should have lasted this long, except for the grievous nature in which it was handled by this Court.

I respectfully file this grievance in hope that this case will be reviewed, assigned to another judge, and the mishandling of this case considered so that such does not happen to another.

Respectfully,