

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-334

Complainant: No. 1380300622A

Judge: No. 1380300622B

ORDER

The complainant alleged the judge made an erroneous ruling and failed to enforce orders. The commission reviewed the complaint and found no ethical misconduct on the part of the judge. The judge acted within his discretion in deciding how to rule on matters, and the commission is not authorized to change a judge's decisions. Therefore, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: February 26, 2010.

FOR THE COMMISSION

\s\ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on February 26, 2010.

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

CJC 09-334

COMPLAINT AGAINST A JUDGE

Your name: _____

Judge's name: _____

Date: 11/27/09

Instructions: Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all of the important names, dates, times and places related to your complaint. You can use this form or plain paper of the same size to explain your complaint, and you may attach additional pages. Do not write on the back of any page. You may attach copies of any documents you believe will help us understand your complaint.

Divorce granted Aug 8th 2006 Division One (Judge).

Granted Sole Custody of three minor children.

a Petition to Modify was filed this year after an attempt to relocate to Texas. In January of 2009 had a hearing for return of children to AZ. Temporary order given for twin boys to remain in AZ and teenage daughter to return to TX with Petitioner. Order stated should I return to AZ for Residence if would void temporary order and originally orders from Divorce would be in effect.

Had a hearing in August where Judge gave the twins back to Respondent after I had already enrolled them in school - Basically changing custody without having had a Modification Hearing. Respondent ordered to sell Marital Home - has not to this date - was ordered to PAY Attorney Fees from Contempt hearing in February 2009 hearing but Judge did not find him in Contempt - So far no orders given have been followed by Respondent and Judge. Was not enforced any thing ordered. If the Petitioner have filed an Appeal for this matter in Maricopa County - Sole Custody given to Respondent of twins on no basis, having separating the children.