

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-238

Judge:	No. 1103214763A
Complainant:	No. 1103214763B

ORDER

The complainant alleged a justice of the peace improperly entered an ex parte injunction against harassment against her.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After review, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. The commission does not have jurisdiction to review the legal sufficiency of court rulings. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: October 23, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and judge on October 23, 2013.

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

CONFIDENTIAL

State of Arizona
Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, Arizona 85007

FOR OFFICE USE ONLY

2013-238

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 you believe 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.

On 8/20/13 I was contacted by the woman,
 (who filed a petition for "Injunction Against Harassment" with
 Judge _____), contacted me,
 inquiring about a service I offer - in-home pet sitting. On 8/21/13
 I let _____ know that I would be out of town when she would
 need me and therefore I would not be able to provide her with
 my service. She then decided to harass me by texting
 me 15 text messages - whereby she was slandering, insulting
 me, as well as calling me, berating me, to the point I had to
 call the police & file an incident report (_____) with the
 downtown Phx police dept. This woman not only harassed me, but
 made false statements about me & my business on a review site,
 losing business for me for over 3 wks. _____ did all of this
 from 9:28 am - 3:30 pm (on 8/21/13) on company time for
 indignity & health. Therefore, I contacted Dignity Health's H.R. Dept.
 to let them know what was happening. Within one hour
 was contacted by her work, letting her know that I expected
 her to take down the false reviews, as well as a formal apology
 written to my self. _____ took down the reviews immediately
 But did not like the idea of having to ~~go to~~ write an apology
 to me. So, instead, _____ decided to go down & file
 a harassment notice against ME, the person she was harassing.
 And, without any proof whatsoever, Judge _____
 approved that request! I should not have to spend more of my
 →

Valuable time, emotions; induced anxiety by meeting this woman who caused me to lose 5 pounds (I'm only 112 to begin with) from not eating for 48 hrs that this first started. I should not have to provide "Burden of proof" as I am the victim!

I want Judges like to do their job correctly, by expecting the person filing charges against another person to provide Proof of their allegations! I can provide ev.m.; 15 texts copied; an admission of guilt by the defendant & a witness to the entire events & a police report filed!

I only contacted "1" time, simply to return her phone call. How can a Judicial ~~Judge~~ Judge approve an "Injunction Against Harassment" against someone who never even met or contacted the defendant in question?

Please let me know as soon as possible what the city plans to do about this.