

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 14-199

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court judge was biased in favor of the adverse parties and prejudiced 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 the judge's rulings. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: August 20, 2014

FOR THE COMMISSION

/s/ George A. Riemer

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George A. Riemer  
Executive Director

Copies of this order were mailed to the complainant and the judge on August 20, 2014

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

2014-199

Commission on Judicial Conduct  
1501 W. Washington Ste 229  
Phoenix, AZ 85007

**Complaint against****RE Case:**

Commission on Judicial Conduct,

I respectfully submit this document and I need to state that my complaint is not based solely on a decision that I am not happy with. I believe with all of the truth and sincerity that I have that this judge is biased in my case. I am referring to Judge In our court case I am the Intervenor

involving visitation with is not This case has been going on for over After trying to resolve this issue with I came to believe that in our case the only way to have a fair, peaceful outcome was to hand the decisions to a third party, the court system. The public respects the dignity of a judge, puts their future and that of their family into the case before a judge; often bringing in details that they would not share with anyone else because of the trust they put into a judge. This is no small responsibility. It is common knowledge that a judge is held to a high standard.

Since Judge rotated into the at the Court, there have been several orders given in our What I did have regarding visitation with hours every other month, and once a week on I will not go through the entire history, just the most recent issues that have become blatantly unbearable.

**Most recent action:**

**1. In Judge ordered that (myself have Intervention, to be performed at** There was a lot of animosity between my and me, the I personally felt this was a good idea, as someone trained in this field might be able to help all of us learn how to communicate in a more civil manner. I began attending individual sessions immediately, as ordered, in

**2. In we had a telephone follow-up hearing** to talk about how the therapy was going. My daughter stated that she had not yet called in for an appointment. Judge reminded that there was an order and she needed to call. We scheduled the next hearing.

**3. At the end of in a court hearing** stated that she "had made an appointment for a session, and was going to attend soon." She again was reminded that she needed to

comply with a court order. My safety or sanity, or contact with therapy was ordered for "Family Reunification." was never questioned. This

**4. The therapist I saw at** \_\_\_\_\_ **was Intern** \_\_\_\_\_ During one of the private sessions the therapist Intern, stated that \_\_\_\_\_ seemed to be a \_\_\_\_\_ **in the making".** I was very afraid. (The catalyst that started the entire family disintegration, was \_\_\_\_\_ threat that he would shoot and kill me if I was ever near his home uninvited or unannounced. \_\_\_\_\_ did not believe me, and cut off all ties with me. This brought me to court, seeking \_\_\_\_\_ Following this session, we had 1 full "group session" and one session that \_\_\_\_\_ said he only had \_\_\_\_\_ minutes for. \_\_\_\_\_ stated, at this session, that he thought our family's issues were irreparable and he would be notifying the court of that decision. \_\_\_\_\_ had 2 sessions with \_\_\_\_\_ I had attended multiple.

**5. The next Court Hearing took place in** \_\_\_\_\_ At this hearing Judge \_\_\_\_\_ stated that she had received a letter from the doctor at \_\_\_\_\_ Dr. \_\_\_\_\_ also signed by the Intern, \_\_\_\_\_ We had never met \_\_\_\_\_ 'We did not receive a letter from \_\_\_\_\_ as we should have. Judge \_\_\_\_\_ stopped the hearing, left to make copies of the letter for myself and my daughter. In the letter Dr. \_\_\_\_\_ signed a note stating that I \_\_\_\_\_ had "stormed out, shouting profanities at the end of one of our sessions. This intern \_\_\_\_\_ told us this was to be our final meeting. \_\_\_\_\_ stated that he was writing a letter to the court stating that our family's issues were irreparable. At that session, I stated to the intern that this therapy for our family was supposed to last a full year, according to the court. I then told \_\_\_\_\_ and \_\_\_\_\_ that we are still family, let's continue this as the judge said \_\_\_\_\_ leaned across the table and made a very rude, sarcastic and foul language remark that they do not want anything from me. I started to cry. I told the intern, \_\_\_\_\_ that nothing therapeutic was happening and I needed to leave, so I picked up my purse & water, and left. When I got to the hallway, my \_\_\_\_\_ yelled" "What a headache!" I did respond" "You are the headache, \_\_\_\_\_ I left. {In the note to the court, \_\_\_\_\_ stated that I "stormed out, shouting profanities." } **That never happened.** I told the judge that we had never even met the doctor!  
Judge \_\_\_\_\_ ordered that she wanted me to have a full psych eval, to be done at \_\_\_\_\_ followed by weekly therapy sessions, also at \_\_\_\_\_

**6. I filed to Appeal this decision.** At our last session, the intern stated that he was telling the court our family could not resolve our issues, so we should not have to drive out to \_\_\_\_\_ when there was not ever going to be a resolution. The Doctor who was the Intern's mentor never introduced herself. We never met her.

**7. The Appeal's Court stated that since Judge \_\_\_\_\_ HAD NOT SIGNED THE ORDER** I could not Appeal it. I planned to bring that to her attention at our next hearing, which was to be in \_\_\_\_\_ on the telephone.

**8. At the phone hearing** \_\_\_\_\_ Judge \_\_\_\_\_ asked me if I had the evaluation completed. I told her that I was in the process of appealing that order and was notified that I could not because **she had not signed the order.** I asked her if she could do so then I would try to officially appeal this, as is my right. Judge \_\_\_\_\_ response was that since I had not obeyed her order, she was now going to take away all of my contact with \_\_\_\_\_ including our phone contact.

**9. Judge** \_\_\_\_\_ **abused her power as a judge** by not allowing me to appeal an order as any person is allowed to. I was following all of the stipulations ordered, including regular sessions with the intern at \_\_\_\_\_ It is not my fault that this judge forgot to follow procedure, and **forgot to sign her order**, therefore not allowing me the right to appeal. \_\_\_\_\_ lived in my home for more than \_\_\_\_\_ I assisted by caring for \_\_\_\_\_ whenever needed, and not charging anything for \_\_\_\_\_ to live at the home she grew up in. My sanity was or ability to care for \_\_\_\_\_ was not in question, then, and never has been. **I should have been allowed the right to appeal this decision, as anyone else is allowed.**

**10. As the grandmother in this case** I ask this Complaint Department to please examine my case carefully and to please see what this judge is doing. Her decisions are biased and she does not hardly listen to what I have to say. When I brought up the fact that I did not feel this punishment was "fair" as \_\_\_\_\_ & I had plans to go to the \_\_\_\_\_ the very next day. I recalled how she had to remind my daughter several times to even call for an appointment at \_\_\_\_\_ for an appointment, and she put it off for \_\_\_\_\_ Judge \_\_\_\_\_ only response was "Is there any other history that you care to remind me of?" Judge \_\_\_\_\_ stated that she also was not going to allow me to schedule the evaluation at \_\_\_\_\_ where it would have cost me \_\_\_\_\_ but I would have to find my own psychologist--at an expense well over a \_\_\_\_\_. **This judge does not hand out fair and equal judgment.** I brought this to court to have our case settled amicably and to restore family some kind of family unity. This judge has now made this impossible. There are no future hearings scheduled, I cannot afford a forensically trained person to perform an evaluation. This judge has even forbidden me to sit in the bleachers and watch my \_\_\_\_\_ (at the request of my daughter!) Earlier in our case, Judge \_\_\_\_\_ stated that it made no sense to forbid a person from watching a ballgame in a public forum. \_\_\_\_\_ said that he would like it if I was there--before all of this I never missed a game, and rarely a practice. This is obviously a biased position on Judge \_\_\_\_\_ part. These seemingly "small" decisions are taking away all of the privileges that a grandparent would have in general.

**11. I requested documentation** from \_\_\_\_\_ re: the multiple sessions that I had with Intern \_\_\_\_\_, so I could share this with you. The response I got was that I only had \_\_\_\_\_ sessions (Not True!) and that, no, I could not have the documentation. I sent a letter requesting my personal records, as they legally belong to me. I received a one sheet document that only had check points for the therapist to check off: no narrative documentation. I never once saw the therapist intern with anything to take notes with or on. Given the violent history that I have had with \_\_\_\_\_ I was shocked that a note signed by a doctor I never even met lead this judge to take away all of my visitation privileges with my \_\_\_\_\_. I've learned that judges do abuse their power at times and this is an example of that abuse-"just because she can". I only wish to maintain a relationship with my \_\_\_\_\_ that has always been my only goal. Please help me with this. **The decisions are not fair.**

Respectfully submitted,