

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-022

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge was biased against her, laughed at her testimony, and made improper rulings in a family law matter.

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.

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

Dated: March 28, 2018

FOR THE COMMISSION

/s/ Margaret H. Downie

Margaret H. Downie
Executive Director

Copies of this order were distributed to all appropriate persons on March 28, 2018.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY**2018-022****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 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.

My name is _____ and I would like to file a complaint against Judge _____ Judge _____ is bias, he acted like he had a big problem with me because at couple of hearings I was in front of him, he would laugh the whole proceeding while I was testifying. He made wrong and unfair decision that will harm me and my children and for him is was like a soap opera.

I am a mother of _____ who has been abused sexually, mentally and physically by Respondent for _____ years. I finally had had enough and decided to put an end to it. I was immigrated to _____ from _____ I had no English and did not get the opportunity to go learn English because I was a home stay mom of _____ who was always beat and had bruises on my face. My ex-husband would sexually assault me (rape me), and I would get pregnant. All the life that I lived in USA I was not able to call police once because I had no English that is why I never had any police reports until now. When Respondent would beat me up and I would lose my hearing, I had no idea what he was telling in the hospital. He had forced me to sign documents that I had no idea what I was signing. My ex-husband is a drug addict all his life, using cocaine, heroin, marijuana and severe alcohol drinker. He is always under influence and does not think what he was doing to us. Next day he would apologize, and I would forgive him.

When I took him to many different rehabilitations, the doctor's kept telling 99% he will never be a normal person, but I always held on to that 1%. So, what bad have I done for the judge to laugh at me when I spoke with the fear in my eyes. Respondent admitted to the judge that he does use drugs.

On _____ at the Temporary Orders, the judge _____ did not care of serious problem that we are facing, that we are dealing with severe drug addict, not stable person but when Respondent said that he gave me _____ cash that is when Judge got interested in this matter. Judge _____

never asked to provide any proof of that, Respondent 's attorney never provided proof, so it was just words. I had never received those money from Respondent, but judge believed that he has given me that cash.

Respondent claims he makes _____ a month but our living spending were about _____ a month, I am unemployed, and he is the only source of income. Judge laughed at me at the Temporary Orders hearing and ordered him to have random drug testing. Judge said if testing will be positive he would have consequences. Respondent did drug testing when he felt like it, he misses lots of them or he would come not on his color day. Respondent violated judges order many times and he never got punished for that.

I have a rare condition, which not allows me to work. A letter from the doctor saying that I was permanently work disabled admitted in evidence, the judge still applied a minimum wage for me, which is ridicules. I cannot work at all.

A report from Conciliation Services of older daughters where they had said at the interview all the truth about their father and how abusive he was to all of them. So, the judge believed the report but did not believe anything I said, which did not make any sense. My children are so afraid of him, but the judge did not believe that.

The judge believed drug addict because he felt like kids should be around their father. Respondent had hurt those children so many times that kids will tell their father they love him not be pushed or hit by their dad.

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My ex-husband is dangerous, abusive and mentally not stable.

I and my children are afraid for our lives but because of judge ' s decision we must continue deal with him and continue to be afraid.

We also file Motion to Amend Decree of Dissolution Entered _____ At the judges decree he added that I am responsible for Respondent ' s debts after I filled for the divorce, why am I responsible for his debt. I had some savings that I held in safety box, judge ordered me to give back half to him. Why I need to do that, he is not paying me child support, I have _____ that I need to feed and provide roof for them. Then judge ordered me to pay him some money for the vehicle, but judge did not take in consideration that Respondent had couple of accidents and got money from insurance, never fixed the car and never gave me half of that money. Also, judge did not order for him to continue drug testing.

Respondent has violated 4 times Order of Protection, Judge ignored that. Judge also laughed at the text messages between me and Respondent where he sexually harassed me while I had Order of Protection on the Respondent.

This judge needs to be discipline because he put me and my children into the hands of this dangerous man without any aggressive orders for him. The judge did not want to understand or did not care that you never know what to expect from drug addict and mentally disabled person.

As of what is going around the news, lots of women are coming out now with being sexually harassed for 20 or 30 years ago without any complaints filed, and everyone is afraid of lawsuits, so if I did not report to anyone not knowing English and I had no English to ask for help, I and my children must be punished for that.

Another reason I believe that judge _____ ignored the whole trial and previous hearings is because I and my children are religious _____ and we strictly follow all _____ holidays. In the decree as far as holidays schedule we do not celebrate any of those holidays, but we do respect them, but judge still put them there, that being said he was not paying any attention to this case at all.

Also, judge ignored the fact that I am borrowing money from people to live because Respondent does not pay me child support. Respondent has missed 4 months now going into 5th month of child support.

Also, judge ignored the fact the Respondent has damaged the house with proof provided, while Respondent has admitted not in court but by text that he did brake things in the house (SEE ATTACHED TEXT MESSAGES).