

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 06-153

Complainant: No. 1288110648A

Judge: No. 1288110648B

ORDER

A review of the complaint filed in this matter reveals that the issues raised are solely legal or appellate in nature. The commission has no authority to remove or replace a guardian or to order a judge to view evidence presented by a person who is not a party to an action.

This complaint is dismissed pursuant to Rule 16(a).

Dated: June 20, 2006.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on June 20, 2006.

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

CJC-06-153

To Whom It May Concern:

I want somebody in authority to review all the matters in this case including all the transcripts from the Court Hearings in the following case. I wish to file a complaint against the Judge and all of the legal parties involved as listed. There is an urgency to the matter as [] is being held in a Rest Home against his will and wants to come home. He was a Hospice Patient but the new Guardian terminated that relationship.

**Superior Court of the State of Arizona in and for the Country of []
In the Matter of Guardianship and Conservatorship for:**

[]

[]

I wish to file a complaint against [redacted]. I called his office on May 9, 2006 advising them that his Temporary Guardian was refusing to let [redacted] go to Court [redacted]. He wished to state his wishes that I remain [redacted] become his Legal Guardian and that he wished to be returned [redacted] home. The Assistant to Judge [redacted] told me that the Judge would allow time to meet with me before the Court hearing so that he could read [redacted] statements and hear the tape he had made stating his wishes. At the hearing, he did neither, he also never allowed me to give my documentation to the Attorney's present and he did not speak to me privately. He allowed a new Guardian to be sworn in and a new Fiduciary against [redacted] wishes.

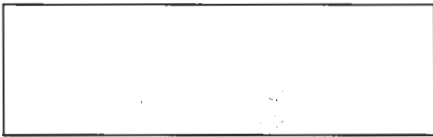
In addition on [redacted], Judge [redacted] lifted a Protection Order that had been placed on both myself and [redacted] upon the advice of the Prosecutor at [redacted] Court hearing. The arresting [redacted] Police Officer stated there were threats made against us, [redacted] had been found in [redacted] bedroom holding a baseball bat. I offered the Judge the documentation several times and he declined to look at them. The documentation would have clearly shown the attempted battery, the drugs that were retrieved from [redacted] in [redacted] locked bedroom. [redacted] has five priors including Grand Theft & Battery. I clearly stated in Court that [redacted] did love [redacted] but we wanted her to go to a Drug Rehab Program. Please note we have been through 20 years of confusion and upheaval with [redacted] and are both tired of the problem her chosen lifestyle is bringing into our lives.

[redacted] lied when he told the Judge that [redacted] did want to see [redacted]. In our discussions [redacted] had said he didn't in light of what had just happened. He felt if drugs were now the issue and they had been found in our home that [redacted] had been arrested, that she had charged the [redacted] Police with "battery," he felt she had gone too far which I clearly stated to the Judge.

[redacted] stated in the Court Room on when we were discussing the Protection Order and whether [redacted] should stay on there that the [redacted] Police planted the drugs in her bedroom and car and that she had merely been leaving to go and play baseball which was why she was holding a baseball bat. The Police report will clearly show that I was on the telephone with the [redacted] Police Department and stated that she went to the front door, retrieved a bat from her baseball bag and went into [redacted] room. I was told not to go in there as it was her "weapon." She was found in [redacted] bedroom with the baseball bat by the Police when they arrived.

However, the Judge ruled that [redacted] was to have visits with him accompanied by a Guardian. I was told to be out of the house during those visits. This may have been all right except that same Judge later had [redacted] removed from our home and taken to a Rest Home where he had no protection. I was not at that hearing and knew nothing about it, therefore unable to give documentation proving that we expected a planned visit from [redacted]. My best friend [redacted] was willing to stay with [redacted] when I left the home. Simply stated, [redacted] lied.

This entire case has been a mess mostly because [redacted] has consistently refused to



accept facts. [redacted] is equally to blame as I clearly told them both that [redacted] was spending [redacted] Social Security checks. [redacted] came to the house and saw the Arrest Report with respect to the attempted battery, drugs and threats. He also read the history of five priors and stated in front of a witness that it was worse than he thought. However, [redacted] ordered a State Investigation on me but not on [redacted]. [redacted] treats me almost with contempt, I have never yet had an open conversation with him. He has accused me, threatened me, told me not to call him again. He insists that [redacted] wants to leave his remaining monies to [redacted] even though there is documentation that clearly states that [redacted] was estranged from [redacted] for 8-9 years prior to [redacted] becoming his Guardian. In explanation [redacted] had stolen money from [redacted] when he was in an Alcohol Treatment Center in [redacted] when she ran up his credit cards and took cash and they had not spoken since that incident.

I have repeatedly tried to get [redacted] taken off the case as after one of his visits with [redacted], he cried as he said that [redacted] had threatened and intimidated him and had tried to make him say that he did not want to be married to me. [redacted] stated that was not true and why was he saying that. [redacted] told me not to allow that man in the home again.

[redacted] has continued to represent [redacted] refusing to believe that [redacted] was on drugs and needed to go to Drug Rehab. [redacted] even went so far as to state in Court that she wanted a "Gag Order" so I could no longer discuss the drug problem we had been living with.

We feel that the Court, the Judge [redacted] have continually interfered in our lives. [redacted] made a choice to no longer enable [redacted]. We have been victimized by her over and over and we have the legal right to separate ourselves from her chosen lifestyle.

As I stated I will attempt to give you documentation to prove my points and I apologize it is so lengthy but the matter had dragged on and on because of [redacted]. He has spent an enormous amount of [redacted] money on Court fees, Attorney's fees etc. while refusing to listen to facts. He fought me tooth and nail when I wanted to succeed [redacted] Guardian which [redacted] has frequently stated that was what he wanted. He wants to be married and he wants me to be his Guardian. [redacted] has stated that to the Court Appointed Investigator, the Temporary Guardians, the Hospice nurses, Chaplain and Social Worker, our family Doctor and our family friend [redacted].

Cordially,

