

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 07-091

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Complainant: No. 1306910269A

Judge: No. 1306910269B

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**ORDER**

The commission reviewed the complaint filed in this matter and found no ethical misconduct on the part of the judge.

The complaint is dismissed pursuant to Rules 16(a) and 23(a).

Dated: June 20, 2007.

FOR THE COMMISSION

/s/ Keith Stott  
Executive Director

Copies of this order were mailed to the complainant and the judge on June 20, 2007.

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

April 3, 2007

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

CJC-07-091



Dear Sir or Madam:

I am writing to you today requesting your urgent assistance in accepting and reviewing my official complaint against the Honorable [redacted] who currently sits on the Family Court Bench, Superior Court, in the county of [redacted]

In my opinion Judge [redacted] has acted in a unreasonable, unfair, and arbitrary manner. Additionally in his ruling of [redacted] see attached, I assert that he displayed of total lack of discretion and violated the Code of Judicial Conduct.

While I understand that this commission handles these complaints on a "first come first served" basis, I am asking for my complaint to at least be logged and if possible initially reviewed as soon as possible as it pertains to a court date on [redacted]

Specifically what is at issue is that I am currently representing myself, in proper persona, in a Divorce case, [redacted] as the respondent. The petitioner has the financial resources to have retained professional counsel, [redacted] who practices in [redacted]. The Judge currently hearing the case is the Honorable [redacted]

Whilst this request is specific to findings made by Judge [redacted] there are unfortunately some other details I must cover, known to Judge [redacted] at the time and date of the hearing, [redacted]

The time line and details that are relevant are as follows:

On [redacted] my roommate, [redacted] informed me that he was not going to renew the lease on a house we both share. I asked for the return of some funds [redacted] had borrowed from me. [redacted] became very angry and violent. I got together a few things and left to stay with another friend to let things cool down.

On [redacted] I returned and [redacted] was still angry

On [redacted] [redacted] filed and received an order of protection against me preventing me from coming to my home. A hearing was scheduled, at [redacted] request, related to this matter for [redacted] [redacted] by the Justice Court also a "branch" of the Superior Court.

From this date forward I lost my ability to receive any communication, in the form of mail, from either the court or any other legally entity, as my now ex-roommate was intercepting said mail and returning it "addressee unknown". He was also not returning said mail in a timely manner, sometimes holding it for two weeks or more.

On [redacted] I returned to my rented home to retrieve some personal items accompanied by the [redacted] Sheriff's department. What I found is that [redacted] had thrown all of my items into a "pile" in the garage. He has also broken into my room and thrown certain items into the pile as well. I was only given 10 minutes to recover what I could. Recovered items did not include my legal records, as they were no where to be found.

[redacted] stated to me that he was prepared to do any thing possible to "torpedo" the upcoming trial related to my divorce.

On [redacted] the previously mentioned hearing was convened at 3:00 p.m. in Justice Court. [redacted] did not show up. Hence his "Order of Protection" was quashed and one that I had asked for was supported or affirmed. Also on this date I received a voice mail from the Petitioners attorneys' office involved in the divorce, after I left for the 3:00 hearing, asking me for a current address to send copies of pleadings to.

On [redacted] at approximately 8:50 a.m. I arrived at my place of work and received this voice mail. I called the attorneys office back, and was told that a hearing was to be held at 9:00 a.m. on that day. My only option was to call the Judge [redacted] Chambers, which I did.

[redacted] was asking for a Motion in Limine that once granted seriously impedes my ability to defend myself. [redacted] asserted that he had not received some financial information I had faxed to him on [redacted]

I stated that I had indeed sent the information. I stated that I had no access to my legal records, and for that matter not received any written communication from either him or the Court due to the order of protection that was just lifted the day before.

Neither [redacted] nor the Judge [redacted] was sympathetic to my dilemma. Worst yet, in my opinion, Judge [redacted] was willing to accept [redacted] words over the possibility of production of hard evidence by me.

Judge [redacted] did not offer to contact another fellow Superior Court Judge to verify whether or not I was, for want of better words, telling the truth with regards to the order of protection.

Judge [redacted] then demonstrated his palpable bias against me by stating that "if I gave you time to recover your records now, the next thing you would say is that they had all been burned up".

He also erroneously commented that I had failed to produce needed documents and information numerous times in the past, I corrected him that this situation had only happened one time.

I noted that I found it somewhat remarkable that my roommate had prevented me from having access to both my records and mail, both of which activities were of great assistance to the Petitioner in this matter. I would have expected that Judge [redacted] would have found it within his judicial purview to ask the Petitioners attorney whether or not he was in some sort of alliance with me erstwhile roommate.

The bottom line is I had one branch of the Justice court telling me to "turn right" and another to "turn left" and both branches had promised to punish me if I did not make the correct turn. When I pointed out this impracticable situation to Judge [redacted] he was again nonplused and ruled in favor of the Petitioner.

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This is totally unacceptable and I can not believe that the judicial system would support such a situation to exist without offering me a way out. I am acting as my own attorney I am plowing my way through the process of filing an appeal. However my court date for the trial portion of my divorce is [redacted]

By submitting these documents I am filing a formal complaint against the Hon. Judge [redacted] and requesting that he not be allowed to be involved in case [redacted] again.

I am also requesting an expedited entry and review of this complaint as the next date related to this case is [redacted]

