

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 07-141

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Complainant: No. 1311210163A

Judge: No. 1311210163B

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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: August 28, 2007.

FOR THE COMMISSION

/s/ Keith Stott  
Executive Director

Copies of this order were mailed to the complainant and the judge on August 28, 2007.

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

In [redacted] I appeared in Judge [redacted] court. I was the respondent in a divorce case, [redacted]. At the time of my appearance I was in custody in the [redacted] County Jail. During my appearance I requested access to some of our joint funds to hire an attorney as my wife, was being represented by [redacted]. This request was summarily dismissed by Judge [redacted] she said she would allow me latitude and that I could represent myself. I said I did not feel comfortable representing myself and she said if it were up to her I would not have even gotten a hearing.

Next I asked for mediation and that request was also summarily dismissed. I was admonished for not attending parenting classes even though I was incarcerated and could not possibly have attended. I was given no time to prepare and was forced to appear in shackles and an orange jumpsuit. This was both humiliating and prejudicial. I pointed out that my wife had taken eight thousand dollars of our joint savings and given it to her mother; this was in direct violation of the temporary injunction that exists during any divorce hearing, [redacted] allowed that and even had the audacity to cite it in the divorce decree.

Beyond that the entire hearing was a farce. It is my position that ex-parte communication between the Judge and [redacted] took place. I base this on the ludicrous findings of [redacted] as well as the sense of it in the courtroom that day. At the end of the proceeding I was admonished for not representing myself well. [redacted] needed no time to deliberate: she ruled right from the bench. All of our assets which included gifts from my parents and family prior to the marriage were awarded to my wife. A water softener that my mother put on her charge card and that we were to repay became my debt. Additionally I received none of the joint assets from the marriage including but not limited to; our house, two cars, artwork, my pension, cash on hand, my baseball card collection, tools, cd's, dvd's etc etc. No appraisal was done on our house so [redacted] decided that the property held no value and was awarded to my wife. She took an [redacted] check that was my personal pension and forced me to sign that check over to my wife in court. She then ruled that one of the four pieces of [redacted] artwork that we owned had increased in value four fold, that was supposedly awarded to me and the other three more valuable pieces were awarded to my wife, again [redacted] decided those had not increased in value. Any asset that was to be given to me was turned over to my wife in lieu of child support because she could not order that with me in custody. I was left with my clothes, period. That is outrageous.

Additionally, I received supervised visitation of my three children. My wife and I had been married fourteen years with no history of any drug use, alcohol abuse or violence and yet [redacted] found it necessary to order me to have supervised visitation with my children. Clearly all of these measures were an effort to punish me for having been incarcerated at the time of those proceedings; there is no legal or logical explanation for these outrageous actions. My relationship with my children is now non-existent as their Mother has been empowered with complete control. I was a Dad who coached little league and went to dance recitals and now I have not seen my children in five years; I hold [redacted] personally responsible for that eventuality. She certainly should have had the foresight to know what this ruling would do to my family.

