

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-072

Complainant: No. 1163010025A

Judge: No. 1163010025B

ORDER

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

The commission is not an appellate court and cannot change a judge's decisions; therefore, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: June 30, 2008.

FOR THE COMMISSION

 /s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on June 30, 2008.

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

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

FOR OFFICE USE ONLY

CJC-08-072

COMPLAINT AGAINST A JUDGE

Date: 3/19/08

Instructions: Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all of the important names, dates, times and places related to your complaint. You can use this form or plain paper of the same size to explain your complaint, and you may attach additional pages. Do not write on the back of any page. You may attach copies of any documents you believe will help us understand your complaint.

I contacted the Judge Assignment department and was told to file my complaint against Judge _____ with Judge _____ I did this by faxing Judge _____ on _____ On _____ I phoned Judge _____ office & was told I was correct filing my complaint with Judge _____ & I would be receiving a minute entry. This did not make sense to me and sure enough Judge _____ had my complaint filed in the case file!
Now any motions/orders that Judge _____ make against me are in retaliation on top of the questionable discrimination she has already shown me.

Please find attached my complaint on Judge _____ Thank you.

(Attach additional sheets as needed)

08-072

March 11, 2008

Re: Questionable conduct of Judge

Judge

I was given your name to contact to report the questionable conduct of one the Superior Court Judges-in this case,

I am the Plaintiff on _____ the defense had ignored myself & this court case until I had to file for default in _____. The defendant finally hired an attorney here in Arizona at this point & the attorney in turn filed a motion to have the case dismissed because the defendant is not an Arizona resident.

I was/and am prepared to re-file the case in _____ court, but an Oral Argument hearing was set for _____ in front of _____. She stated that it should have been sent to an Commissioner but was in front of her instead?

_____ seemed very patient & polite to me, had me begin with an opening statement on what the case was about & when she interrupted me to ask the defense council a question, she even apologized. But I was never allowed to continue with my opening statement. The defense council did agree to pay for mediation- thank goodness, finally since _____ we're finally going to discuss & work this out!

However then the defense council told Judge _____ about a letter I supposedly wrote to an auction winner but he filled it full of lies. The Judge immediately placed an Gag order on myself, without even asking me anything! When I asked to speak, I was not permitted to present any evidence. The Judge wouldn't have the attorney show this letter that he was accusing me of. And I got upset, I openly admit this. Years back I had a partial stroke after testifying in a court.

My health is extremely poor, I don't know how much longer I have- it's that severe. I am also classified as totally disabled. When I asked Judge _____ why I was being punished with this restraining order, she replied that it wasn't a restraining order YET- at which point she nodded to the defense attorney who was allowed to leave the courtroom before I was able to give him my contact info- that I was told to do so for the mediation. It appears to me that the Judge was acting partial to the defense council because of the facts of myself not being an attorney, not knowing the exact rules of procedures & my physical health which I can not help. But I do know that the Judge is NOT to show partiality!

As I stated previously Sir, I am about to refile in _____ court and with this Gag order in place I can not proceed to gather evidence. I have already sent in a motion to Judge _____ about this, but have heard nothing.

I also, trying to show that I do not have any mental health issues, have already seen an therapist thru my health insurance which did an intake and made an appointment for myself with a pychatrist for _____

_____ To try to show the Judge & defense that I am not "nuts" nor an endangerment to anyone. I wrote a two page letter to Judge _____ about what occurred at the Oral Argument Hearing- including about my voluntarily visiting these mental health specialist, but again have heard nothing. When my mother tried phoning Judge _____ office to try to explain about my health, they wouldn't even take her phone number- which I can understand since she is not the Plaintiff, but I left phone message with my return number and did not hear back! I am the Plaintiff in this case Sir & deserve the same respect as any other Plaintiff.

I am very concerned what Judge _____ is going to allow or have the defense council do next.