

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-087

Complainant: No. 1332410735A

Judge: No. 1332410735B

ORDER

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

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.

CJC-08-087

I had a Family Court hearing related to Case #: This hearing was for what I feel is a bogus Order of Protection filed against me by my now ex-wife, The presiding commissioner was supposed to be Instead, the case was presided over by a Judge Pro Tem, During the course of the hearing, my e-wife was able to fully explain her version of the events and why the Order of Protection should remain in effect. On each occasion that I was given the opportunity to speak, I attempted to give a detailed explanation of the events that occurred from my position and on every occasion I was cut short by Judge Pro Tem Brown. The final round of questioning ended with my ex-wife giving some final statements. When I thought I would have a final opportunity to rebut my wife's testimony, the Judge again stopped me before I could even speak. When I told him that I had additional information that was important for him to hear, he told me that the evidentiary period was over and he was ready to make his ruling. There were countless items of great importance that I was not able to present that I feel would have made the judge better understand the situation. During his ruling, the reason he gave for leaving the Order of Protection in place, I could have easily cleared up with additional testimony that I was not allowed to give. Also during the hearing, it was obvious that he took a different tone toward my ex-wife than he did toward me. His tone with her was more understanding. His tone with me was harsher, as if he had a preconceived opinion that I was guilty of her accusations.

I feel the judge was biased in this situation and had made up his mind prior to hearing the entire case before him. I think any judge that is going to be biased in any decision making process and not willing to hear all of the information relevant to the case, is incompetent to hold such a position of authority.