

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 08-185

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Complainant: No. 1339110541A

Judge: No. 1339110541B

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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.

Dated: December 12, 2008.

FOR THE COMMISSION

            
/s/ Keith Stott  
Executive Director

Copies of this order were mailed to the complainant and the judge on December 12, 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 -08-185

COMPLAINT AGAINST A JUDGE

Date: 7-24-2008

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.

The time allotted for the <sup>hearing</sup> order of protection and temporary by Judge [redacted] was not enough for me to provide all the evidence for review.

Judge [redacted] appeared to be more concerned about ending the trial on time than listening to the evidence.

(Attach additional sheets as needed)

**CJC -08 - 185**

To: The Commission on Judicial Conduct,

I am writing you to inform you of an injustice that is occurring \_\_\_\_\_ My civil rights have been violated. I am currently involved in a divorce with my wife \_\_\_\_\_ She has had me incarcerated under false allegations. I was arrested for felony stalking, after spending about 28 hours in jail the District Attorney dismissed the charge. While incarcerated, I was served with an order of protection from my wife. I have had a hearing on the order of protection, after providing overwhelming evidence and two witnesses contradicting my wife's testimony, the judge upheld the order of protection.

I have had a hearing for my temporary orders \_\_\_\_\_ I have recently discovered the Judge \_\_\_\_\_ knows my wife's employer, and possibly my wife as well through his association with \_\_\_\_\_ Judge \_\_\_\_\_ has admitted that he has served on the board of directors for this organization. My wife's attorney also serves on the board \_\_\_\_\_ This is a very small and tight knit organization. I feel the judge is biased and I have not received a fair trial. I have a four year old son that I have barely seen because of the protection order from my wife. I am imploring you to investigate this matter. I work from home and am the primary care giver for my son. Judge \_\_\_\_\_ association with my wife's employer is stated in his biography on the \_\_\_\_\_ Court website, as well as his admittance in the temporary order hearing.

It appears Judge \_\_\_\_\_ has not looked at one piece of evidence submitted by myself. Instead he has based his decisions on my wife's false allegations. I have provided evidence that every one of her allegations are false. I do not have a criminal history, nor has my wife ever reported domestic violence against her or my son. Judge \_\_\_\_\_ claims I am a danger to my son without any evidence. This is a violation against my son's civil rights as well as mine.

Judge \_\_\_\_\_ ruling on the temporary orders are as follows:

- I am to have supervised visitation with my son 1.5 times a week.
- I am to continue paying all my current expenses.
- I am to pay for the house my wife is residing in.
- I am to pay for my wife's automobile.
- I am to pay child care.
- I should decrease contributing to my 401K plan.
- I should sell all assets that incur monthly expenses.
- I am to pay child support in the amount of 1083 dollars.
- I am to participate in a mental health evaluation by the Doctor of my wife's choosing.

I do not earn enough income to cover these additional expenses. It has created a financial hardship.

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