

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-045

Complainant: No. 1355810781A

Judge: No. 1355810781B

ORDER

The commission reviewed the complaint filed in this matter as well as the recording of the January 18 hearing, and found no ethical misconduct on the part of the judge. A Superior Court judge has authority to evaluate payments and purchases that a party makes when determining child support amounts. There is no evidence that the judge belittled, mocked or laughed at the complainant.

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

Dated: April 29, 2009.

FOR THE COMMISSION

 \s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on April 29, 2009.

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

YAHOO! Notepad 

CJC 09-045
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RE: case#

Hon

Case for modification of child support and alimony

To Whom this may concern,

I represents myself in this case for child support and alimony modification.

I would like to provide background information on this case first. In 2008, when my divorce was finalized, Judge ordered me to pay 50% of my ex-wife's attorneys fees which totaled \$36,400. I only paid \$6,300 for my own attorney. Also, despite a very derogatory psychologist report against my ex-wife, the judge awarded her sole custody. The judge also awarded my ex-wife \$500 in alimony and \$659 in child support despite my consistent average yearly earnings of \$35,000. In 2008, I had a third child and my earnings started to decline with the recession. I went to court in October for modification, but nothing was done.

I have never been past due on child support or alimony to date. This February 18, 2009 I went to court to ask for modification of child support and alimony because my current employer is facing hardship and thus, I know I will be unable to continue to pay this astronomical amount of \$1,159 a month. On February 18, 2009 I provided solid evidence of my decreased income in the form of taxes which were done by a CPA, numerous letters from my employer indicating "downsizing", and pay stubs showing how much overtime I had to work to keep up with this huge financial obligation. My taxes showed that I actually made -\$1,100 for the year!!!

Despite all of this, Judge did nothing at this hearing, but threaten, belittle, humiliate, and degrade me. Judge was not interested in the facts of the case, but was very preoccupied and fixated on my new marriage and a \$10,000 engagement ring I bought on credit card for my wife in mid-year 2007!!! Judge asked questions about the whereabouts of the ring and threatened me by saying child support and alimony could go up because I haven't been seeing my children as much.....which is a result of me having to work so much to keep up with \$1159/month!!! Judge also made comparisons to me driving a "mozeratti", yet I drive a 2007 Hyundai Accent. Judge also through out threatening remarks that I might even have to pay my ex-wife's attorney's fees!!! This is outrageous because I have repeatedly gone to court without an attorney myself because I can't afford it! My ex-wife, who has not worked since the divorce, has continuously gone to court with a very pricey attorney, . During this hearing there was laughter and snickering as the judge made a mockery out of me.....how unprofessional and disgraceful.

I'm requesting this Judge be thoroughly investigated for corruption and be evaluated on his understanding of his job. I feel my civil rights have been violated as I know I have been financially imprisoned and degraded in the courtroom by this Judge . I now know why people turn into "deadbeat dads". It's a real shame this is what's called justice as my ex-wife sits at home all day to collect almost all of my yearly earnings.

I'm requesting a change in venues at my April 10, 2009 evidenciary hearing. At this time I will be severely back do on child support/alimony and I have already supplied the necessary evidence as to why this has occurred. As well, could you please communicate to Judge that our nation is in a deep recession...people are losing their jobs and houses. Also please re-orient him to the year 2009, not 2007 when my income was higher.

2/19/2009

CJC 09-045

This is my first step in taking this issue to the highest possible level as I feel compelled to make a change in how situations like this are handled. I sincerely thank you for your time in this matter.

Very Truly Yours, /

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2/19/2009