

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-163

Complainant: No. 1365400622A

Judge: No. 1365400622B

ORDER

The commission reviewed the complaint filed in this matter and found no evidence of ethical misconduct on the part of the judge. Accordingly, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: August 21, 2009.

FOR THE COMMISSION

 /s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on August 21, 2009.

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

Statement of complaint

On June 10, 2009, I appeared at a hearing before Judge _____ of _____ County, AZ Superior Court. I (_____) was the defendant in case # _____, v. _____. The matter at hand was to decide where our minor son would be attending school.

I am filing this complaint because I feel Judge _____ was NOT impartial, and showed bias and what I believe to be racial prejudice. I am of Latino descent and my ex-girlfriend is Caucasian. He distorted facts that were presented as evidence in my case. Judge _____ allowed facts by the plaintiff and her counsel that were not in evidence. Also, I believe that he advocated for the adverse party and her counsel. I also feel he helped Ms. _____ attorney along as she is not a member of the Arizona bar yet, and was not as familiar with Arizona statutes and laws.

Judge _____ allowed inappropriate hearsay by the plaintiff and her counsel which he did not allow in my (defendant) behalf. He also addressed issues in a previous court order that was already agreed upon by both parties and ordered on by the court and Judge _____.

Judge _____ made the statement "he was ready to issue a decision on where the minor child would attend school" at a previous hearing, therefore foregoing a hearing that would provide witnesses and evidence on the side of both parties. So it leads me to believe that he had made a decision before the hearing date as to what the outcome would be.

Furthermore, Judge _____ was very impatient, not courteous, and very condescending at times. He also treated my attorney and witnesses rudely.

Please take this matter into consideration for reprimand. This has totally changed my opinion of the judicial system and the statement "the truth always prevails"

Cordially,