

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 10-044

Complainant: No. 1386410699A

Judge: No. 1386410699B

ORDER

The complainant alleged a superior court judge recently assigned to his case made inconsistent rulings against him because he ignored the history of the case and the weight of the evidence against the opposing party. The commission reviewed the allegations, the recordings of the hearings, and the judge's response and found no evidence of ethical misconduct on the part of the judge. The complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: June 17, 2010.

FOR THE COMMISSION

\s\ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on June 17, 2010.

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

2010-044

COMPLAINT AGAINST A JUDGE

Your name: _____

Judge's name: _____

Date: 2-1-10

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.

Judge _____ took over FC _____ in approximately March of 2009 from Hon. Judge _____ who had the case from 2005-2009. Since the onset of the case Judge _____ stated he started everyone on "equal" footing, non withstanding the past 4 years of litigation that had proven _____ to be an unstable and unreliable person. Needless to say, since that remark Judge _____ has gone above and beyond to find me at fault in almost every Petition and hearing regardless of the facts presented. Despite the wishes of the children and Conciliator's reports, which he ignores, and the fact that the Petitioner has twice been convicted of felony domestic violence, he continues to find me at fault and order visitation at the detriment of the children's well-being. Mr. _____ has gone as far as to tell Ms. _____ that he is "trying to make sure she sees her children!" and also has led her through very inappropriate questioning, acting as if he is her own attorney while affording me no such thing.

I have an active order of protection against the Petitioner which includes the children in question and Mr. _____ finds it "bizarre" that I would have an OOP against a woman that stabbed me in front of the children and also was convicted of felony child abuse. All the while, he ignores the fact that Ms. _____

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at the very same time has an identical order of protection against me, which I have never been convicted or arrested or accused of domestic violence in any way, shape, or form.

Mr. _____ ignored the fact that Mr. _____ the best interest attorney assigned to this case did nothing towards investigating the matter to which he was assigned. He was dismissed from the hearing early because admitted by he had no helpful knowledge in which to speak of. It is very clear to see in all minute entries since Mr. _____ took over this case that he has been very biased towards Ms. _____ and openly hostile towards me.

He even ordered me to fly to Arizona for every Evidentiary trial and ordered my autistic son to travel for a 15 min. interview with Conciliation Services. He is very willing to impose financial hardship upon me and my family although nothing has ever been found against me in regards to good faith, etc.

Please review this case and recuse Mr. _____ for his inappropriate actions in this case.

Thank you