

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 10-215

Complainant: No. 1399910004A

Judge: No. 1399910004B

ORDER

The complainant alleged that a superior court judge denied him the opportunity to present his case by interrupting and yelling at him. The commission reviewed the allegations and found no evidence of misconduct on the part of the judge. The recordings of the hearings contradicted the claim that the judge was rude or prevented the complainant from presenting his case. Accordingly, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: October 29, 2010

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on October 29, 2010.

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

CONFIDENTIAL

State of Arizona
Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, Arizona 85007

FOR OFFICE USE ONLY

2010-215

COMPLAINT AGAINST A JUDGE

Your name: _____ Judge's name: _____ Date: 08/31/2010

Instructions: Use this form or plain paper of the same size to file a complaint. Attach additional pages, as needed. Please describe in your own words what the judge said or did that you believe constitutes judicial misconduct. To help us understand your concern, be specific and list all of the names, dates, times and places where the conduct occurred. Include only copies of original documents or court recordings that are relevant to your allegations. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

April 20th 2009 in open court the Judge asked me several questions and then would interrupt me because I quoted an Arizona revised statute. Each time he yelled at me, he would ask me what right did I have to decide what the law was, he would then he say "I decide what the law is not you." In my attempt to answer the judges' question, I was yelled at and denied my argument on my position. On January 20th of 2010 I sent a request for document and things to the petitioner. (see attachment 1) The petitioner refused to provide the requested documents. (see attachment 2) On March 11th 2010 I filed with the court a request that the court order the respondent to produce the requested documents. (see document 3) I gave the court copies of attachment 1, and 2. On March 13th of 2010 I received the request unsigned in the mail. On March 15th of 2010 I called Judge _____ clerk and ask why the papers were sent back without a response from the Judge. The clerk said that she was not the regular clerk; she then said the regular clerk was out until Thursday and that I should call back then. On Thursday March 18th Of 2010 I called back to speak to the regular clerk. I posed the same question to her. The clerk responded with "we don't do that here" I said you don't order people to provide the required documents for court. She said no. so I hung up. After the ruling of the April 20th 2010 I found a document that the petitioner failed to provide to the court that absolved her of a \$15,000.00 debt that she had claimed on her affidavit of financial information. So I then filed a motion to alter or modify the ruling on May 17th of 2010. (see attachment 4) I based my argument that the petitioner violated rules, 49H, 49I, 50, 51A, and 51B of the Arizona Rules of family law. Judge _____ denied the motion. Judge _____ and/or his clerk on more than one occasion have prevented me from adequately present my case before the court. The Judge and/or his clerk denied me my rights, while at the same time, did not inforce the rules of family law against the petitioner. This caused an unfair advantage in the petitioner favor.

(Attach additional sheets as needed)