

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 11-189

Complainant: No. 1401710659A

Judge: No. 1401710659B

ORDER

The complainant alleged that a superior court judge and three court of appeals judges violated her rights and several laws in her case.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judges engaged in conduct that violated the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After thoroughly reviewing all of the information provided by the complainant and the court record, the members of the commission found no evidence of ethical misconduct and concluded that none of the judges violated the Code in this case. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: October 7, 2011

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on October 7, 2011.

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

dates misconduct

Dec 21, 1999- mistrial- lied on record – fraud statements against mother request for custody – left the division for six months
Dec 29, - not notified for corrections
January – reported to court finished with counseling at
February 15, 2000- file an appeal- violation of judgment order entered December 29, 1999 an provisions with in the corrected judge to hold a hearing for modification
March 200, appeal timed bared
Courts in refuse to hear any petition filed by petitioner's attorney
June 2003, children's attorney files a body attachment for support against mother without notification/ asset disclosure
Sept 28, 2003 – abandonment on father/ physical abuse/ medical neglect/ ignored by dissolution of marriage and court ordered to circuit court for support – illegally stripping mother's asset of marital home. Erroneous calculations / not allowed to get an attorney not allowed to get an appraisal of marital home- threatened by the judge – child support was being submitted timely by mother.

Dissolution of marriage visitation order was changed three times since the corrected order was entered by while serving on judicial commission board.((states can give visitation whenever he feels like it.)))

July – august 22, 2207 conducted – denied- violation of parental right for mother.

Court refused to give custody to mother

August 22, 2007 probation officer failed to properly conduct home study for placement in

No hearing was held and no trial for parents rights to

Probation officer was terminated – falsifying information / fraud

No notice sent to mother for September 4 , 2007- fraud

Probation officer was assign to case – notify mother with court orders for probation / orders for parents and others on September 28, 2007 by certified mail— stated that whatever happened prior to her assignment is not her responsibility.

October 19, 2007 after an order was entered stating not for the guardian / minor to leave the country / state of until a home study in was complete --- refused to issue a warrant for the return of the guardian / minor to the state of - violation of verbal order recorded on record with

October 19, 2007- put of state placement begins --- request for services case plan CPS 27 months
(fraud delay s) violation of interstate compact agreement and contracts

for minor's on probation. Failure to return child back to
jurisdictional state no grounds for severance of parental rights

Ccpd reports were not processed by --- violation of verbal order

Concealment of minor enrolled in educational placement in ---violation of corrected
judgment order 12/29/ 1999 dissolution of marriage parental rights. Contact regarding educational
records. Location of minor

Probation violation while in since February 2008

Guardian did not have authorization to place child outside of guardian's residency while on probation.
Guardian had no means for transportation. Telephone and was not capable for guardianship //
guardianship expired on august 22, 2008

Early release request by mother in person =was denied by probation officer
-- July / august 2008

New judge was appointed in ---October 2008

Illinois lost jurisdiction in 2005 December- father moved to

No notification was sent to mother on the release of minor's probation period

Probation department - stated on record mother was not an option for placement --- fraud

October - guardian visit to - DUI interstate compact

October 19, 2007- reported to court to of visitation event's during October 2007
with guardian and request not to have as guardian requested for to be drug tested ---
denied request.(order entered to stay in the state until home study was completed in
violation

February 2008-guardian arrested-

February- may-guardian - domestic violence/order of protection against guardian's husband/ homeless/
no transportation/ no telephone to report to probation officer/ out of home placement with minor
during probation. CPS was notified and investigated (unstan) -fraud DESCPS
And, correction probation officer. -Endangerment of minor--- .violation of both probation orders.

Appointed attorney did not sent all of the court document to me ... I only received
several notices... after trail he sent me want I have today... I could not even report him to state bar
because I did not have supporting documents.... Letter received from state bar (evidence..)

February 2009--- a order for support was entered which I did not get Ordering support in the amount of .. from mother... fraud. Mother never received an financial affidavits from the court ...court document state that they have supporting evidence...Fraud in the state of

May 2008 testimony supervisor no state funds change of care plan for adoption – order entered by with expectation to execute of severance on September 23, 2010(review and recommendations reports)—no services offered to mother.

March 2011 – parental severance requested for mediation Order for mediation “therapist, and I (panel of 15 people, recorded session conference)

March – mediation & adoption request / April 20, 2010– Severance first day -----court order for drug testing / questioned by DES and extensive services was questioned and I was harassed by --- presented adoption paper’s informed the court that I was under duress requested to remove statue for duress – denied –mediation with private session with . went well, disrupted by counselor’s kept disturbing our private meeting stated that they told her she would be able to have a relationship with mother after she turned 18 years old and that she would be able to get her drivers licenses , was not sure what to do she was tired of being in the system and being abused , was tearful and very nervous of the attorneys and apologized to mother about her bad behavior in === group meeting for medication was coached by caseworker delridge and child’s attorney as I was asking about her options that were available to her.... did not understand her options

I was allowed to stay in the court room while was asked if she wanted to be adopted while sitting in the back of the court room.... I saw caseworker and child attorney whisper in ear /// telling what to say... and manipulating while was an emotionally distressed and frightened by her position regarding being abandoned by the state of and the child’s trauma from being placed in abusive environments.....

 called me after this court date Stating that she tried to sneak out of the window of her foster parent’s home and the male figure parent scared the hell out of her..... was very upset we talked for about an hour and a half.....this incident was denied by the court for evidence along with medication and the telephone conversation with

April 20, 2010 - first day of severance trial without any disclosures or deposition taken ... was requisitioning me about while on the stand took over DES;s requisitioning process for them I told that this case was illegally be conducted and that it is a Juvenile interstate compact case in which my daughter was illegally compacted to for probation and that probation dept. failed to properly monitor her and abandoned her in the state of /// I was ignored

 stated that they need to know if I’m () a drug addict.. Therefore you will submit to a drug test hair follicle test within 24 hours..... CPS failed to comply to his orders... then stated that will do three or four urine test and one hair follicle test to determine if is a risk....CPS continually harassed about substance abuse and drug testing along with (child attorney) --- **no supporting evidence to suggest allegations**

 stated “**quote you have 15 minutes to take a urine test on the second floor**”—harassment **no evidence to request such test (false accusation)**

May contacted mother several times by telephone wanted to secretly meet with her mother in said that we would have to go behind the courts back to meet and spend time together.... Told my attorney about the incident// caseworker stated to me after court ..." I am not allowed to contact my daughter and it better not happen again....."

May 22, 2010=== went to to get legal doc for severance trial ... I was followed by police at every bus station.... There were at least two or three police cars at every stop the bus made....

After my return from , attended court Child attorney stated in court and harassed the court about mother being drug tested again and how it should be continued.. denied attorney request..... For further drug testing

DES--- continually requested testing after denied them the right to do so

DES- failed to provide drug testing schedule to me for hair follicle. Found schedule under my door after 5pm the same day I was to be tested which would have made me become a positive result for failure to appear. Rescheduled with facility but was harassed about times for testingdate and hours for facility.. DES was in violation of the court's order in a timely manner to provide the necessary information to mother for testing..

May – medical fraud DES falsified medical records for counseling with family first..... Never attended until June... in which I was tested and no recommendations were required for future counseling needs

–refused me my right to a trial // stated that too much time passed and that if I want anything entered at severance trial I may do it at that time including any witness.

– precluded witnesses and evidence= stated the documents that are not entered for severance trial can be later entered for an appeal//

Severance trail— stated quote" I'm () not calling the shots!"

And quote"That if I() don't want my child then I() not going to let anyone have the child"

Severance trail and DES CPS and child attorneys were all making facial expression and communicating with each other during trail... Judge was biting his cheeks, glancing at with dirty looks, as stared at the judge during this event judge was watching for signals ... facial expressions were discriminatory to (evidence audio and video of trail on tape)

Judge made remarks about representing herself after stated that was not representing her () with a smirk on his face.

Judge refused telephonic communication to participate in a trial that was held in February 2009 with

Third appointed attorney for appeals court appellate court division II

appointed attorney for appeals – appellate court division II

1/10/2011----No contact by anyone, mother had been calling the court to find out the case number and who was going to be her appointed attorney (**evidence phone records**) – no notice receive

1/18/2011- notice of withdraw or to appear given to mother until late February 2011 by general mail indicating both attorneys were appointed and withdrew 2011

2/2011- notice of withdraw from appointed attorney's mother until late February 2011 by gen mail indicating both attorneys were appointed and withdrew 2011

It appearing to the Court that counsel have complied with this Court's order of January 28, 2011, pursuant to Clerk's Supplemental Certificate of February 16, 2011, ORDERED: The stay of appeal is vacated, jurisdiction is revested in this court. and the above-entitled appeal is reinstated. Pursuant to Order Appointing Counsel filed in FURTHER ORDERED:

is relieved from further responsibility for the Appellant in connection with this appeal. FURTHER ORDERED: is appointed to represent Appellant for all purposes of appeal. Pursuant to Motion to Expand Record, FURTHER ORDERED: Court Reporter shall transcribe the proceedings of: - Motions Hearing Requested transcript(s) to be filed with this court, with copies for counsel to be filed simultaneously, on or before March 28, 2011. FURTHER ORDERED: The transcript of Pretrial Conference proceedings of August 11, 2010, having been previously filed with this court, the portion of the motion to expand requesting said transcript is DENIED as moot. FURTHER ORDERED: Time for filing Appellant's Opening Brief is extended to 20 days after this court's notice expanded record is complete.

2/25/2011 No notice to appear from appointed attorney was given to mother ever!

2/28/2011- mother called court to request appointed attorney's contact information – clerk gave mother a phone number for attorney (Phone record)

Mother contact appointed attorney left message on answering machine (phone records) .

called mother regarding (her) message she had left few days later (phone records)

3/28/2011- letter received from appointed attorney follow up on previous conversation asking mother to submit (her requests from court regarding case and the case number for (her reference to view on line. –Quoted" I have full discretion in determining which issues are appropriate to be raised in the appellate brief." – Violation of client rights to participate in proceedings

did not allow mother to participate or view any records regarding appeals court proceedings (mother requested for additional information to be amended in appellate brief and reply ignored mother , hung up on the telephone with mother, and was unnecessarily rude ignoring mother's request .- did not have the best interest for the mother (his client)

entered his reply to court on July 7, 2011- e-mailed it to mother and stated he no longer is representing mother Quote" his work is done.... No contact to mother indicating that had sent this e-mail.. Mother reviewed it a week or so later by scanning her e-mail..

Prior to between July 7 and 15, 2011-----Mother contacted to request for the reply to be amended with additional information and state that some information was fraudulent .. hung up on mother... Stating the he no longer is her attorney.. Go find an attorney to appeal to Supreme Court...

From 01/2011 through July 22, 2011- mother has no idea what type of evidence was allowed or what type of expanded evidence was allowed.. Mother did not have access.....to any records.