

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 12-082

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Complainant: No. 1438910677A

Judge: No. 1438910677B

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**ORDER**

The complainant alleged that a superior court judge improperly required her to testify as a witness, scolded and berated her, and erroneously held her in contempt of court without providing an opportunity for response.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or 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 reviewing the information provided by the complainant, the transcripts and minute entries, and the judge's response, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: May 21, 2012.

FOR THE COMMISSION

/s/ George Riemer

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George A. Riemer  
Executive Director

Copies of this order were mailed to the complainant and the judge on May 21, 2012.

*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**

**2012-082**

**COMPLAINT AGAINST A JUDGE**

Your name:

Judge's name:

Date: 3-23-2012

**Instructions:** You can use this form or plain paper of the same size to file a complaint. Please describe in your own words what the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times and places that will help us understand your concerns. You may attach additional pages but not original court documents. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

On 3-14-2012, atty contacted me to advise  
that subpoena had been excused for 3/15 & 3/16/2012.  
I decided to attend the trial for support of my daughter,  
and took my oldest daughter and my  
nephew. When judge entered the courtroom we were asked  
to identify ourselves and after I said I was defendant's  
mother, I was told that I would be needed to testify.  
I had not been prepared to testify that day and was  
told to exit the courtroom. I sat for 3 hours then  
a short recess for lunch. When returned I sat for  
2 more hours (I have a broken tail bone & ruptured disc).  
I asked the bailiff how much longer because I was  
in severe pain due to not having my medication.  
She said she didn't know. I could not interfere with the  
on-going trial so I advised the bailiff that I would  
be gone for a short time to go get my meds. She said  
OK. When I returned after 3:00, court was over.  
The next day 3-16-12 as soon as I entered the court-  
room I was told to come forward by judge. She  
proceeded to scold me for leaving finding me in court  
empt of court. She never let me have a word in to explain  
that my medical condition does not allow me to sit or  
stand for long periods. All I was able to get in were  
4 words "I was in pain". She told me not to talk over  
her and immediately had the D.O. handcuff me roughly  
and with excessive force then grabbed me by my arm,

(Attach additional sheets as needed)

He put the handcuffs really tight behind my back then proceeded to drag me towards the corner chair, Judge \_\_\_\_\_ accused me of "rolling my eyes," when I decided to look at the ceiling due to being nervous. I started to look at her in the face then she said I was "glaring" at her! I was in no way disrespectful to her at anytime, I felt retaliation from her due to previous correspondence I had sent her in regards to perjury committed by CPS on the report submitted by the worker. As soon as she knew who I was she indirectly was being harrassing towards me and then over-use of authority by saying I was going to be arrested! Her D.O. was overly physically abusive knowing I had back problems. I almost fell as a result of his jerking me by my arm while in cuffs, I sat there for about an hour til Judge \_\_\_\_\_ scolded me again and said I was free to go or stay, I immediately left the court room in shock, my wrists were red and large indentions were noticeable and were hurting from the pressure of the cuffs. Was all this force necessary to subdue me when I never rejected the fact that I was going to jail? I didn't fight the D.O.'s or did anything wrong to deserve such excessive use of force by both the judge and the D.O. (with a large walrus moostach), I took photos of my injuries, I don't care if she noted that there was no excessive use on her file at that time, she wasn't on the receiving end of it, I WAS!

\* \* It doesn't give her the right to physical abuse anybody just cause she's a judge!!

Thanks,