

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 12-140

Complainant: No. 1443010878A

Judge: No. 1443010878B

ORDER

The complainant alleged that a superior court judge allowed his child to be abused by the child's mother and step-father.

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 and the electronic court records, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. The commission does not have jurisdiction to review the legal sufficiency of the judge's rulings. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: July 16, 2012.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on July 16, 2012.

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

- 4/27/12 during the last hearing by phone evidence regarding sexual abuse of a child was presented to the court appropriately. At that time Judge [redacted] refused to hear or read current CPS reports that had been made by sexual abuse counselors, the principal of the child's school in Washington State and other professionals regarding the child's safety.
- Judge [redacted] then appointed a psychologist [redacted] to do a full custody evaluation knowing that this psychologist had been involved in a limited scope evaluation previously prior to evidence of sexual abuse.
- Judge [redacted] was made aware of [redacted] misconduct during the previous limited scope evaluation and complaints had been filed against him by me which now makes [redacted] inappropriate for any further evaluations regarding this case.
- Judge [redacted] refuses to use a third party sexual abuse specialist to evaluate my son.
- As punishment for speaking up in my 6 year old son's defense, Judge [redacted] ordered me to appear in person for the next case review in July 2012 knowing full well that I do not have the financial means to travel to Arizona from Washington and I am unable to take the time off of work which is why I have been able to appear telephonically for the last 4 years.
- Judge [redacted] has knowingly and willingly has put my son back in the environment where he is being molested by his step-father, by ordering him to return to Arizona May 5, 2012.
- Judge [redacted] stated that my wife and I are the only two people who believe my son isn't safe with his biological mother and step-father in Arizona; however numerous sexual assault counselors and medical professionals in the state of Washington are disgusted with Judge [redacted] decision to send my son back to his molester.
- Upon my son's return to Arizona multiple CPS reports have been made by his school in Tempe.
- Judge [redacted] clearly does not have enough experience in family court to properly safeguard a child's life. His only focus is on money and where it's coming from. An innocent child's life is at stake because of his blatant arrogance and disregard for the law as well as my child's right to be safe.
- I will be actively perusing media outlets to expose the lack of competency when it comes to child welfare in the state of Arizona. I do not want my child to be another victim of Arizona CPS and court system.