

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-015

Judge:	No. 1460610864A
Complainant:	No. 1460610864B

ORDER

The complainant alleged a justice of the peace was unprofessional, biased, and abused her authority.

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 audio recording of the hearing, 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 legal rulings for abuse of discretion. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: March 7, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on March 7, 2013.

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

January 23rd, 2013

Commission on Judicial Conduct

1501 W. Washington Street, Suite 229

Phoenix, Arizona 85007

Arrowhead Justice Court: Case No.

Dear Sirs/Madame,

I, the undersigned, _____, am writing you this complaint because I firmly believe that Judge _____ did not conduct herself professionally and impartially and may have in the course of the case _____ abused the power vested on her by the Judicial System of the State of Arizona.

_____ involves a charge brought against me by the _____ Association for payments on Association fees on a rental property I own on _____

_____ is represented by _____

Firm.

On January 17th, 2012 we had a Mediation session. Although we did not come to an agreement, I have provided _____ all the evidence I was to use to support my case:

_____ correspondences I had with _____

_____ a statement from my renter, _____

_____ and a copy of the lease agreement showing that the Association fee was the renter's responsibility.

With that I have complied with the Disclosure Statement.

_____ asked again for my Disclosure Statement and I have sent them copies of same documents I had handed them during Mediation and advised them that I was not calling on any witness.

On April 12, 2012 we had a trial with Judge _____. While entering the Court Room, Judge _____ winked her eye to _____ and both proceeded to giggle.

For the next few minutes, Judge _____ started questioning my ability to defend myself, asked about my career and in a very demeanor manner admonished me for not being represented by an attorney and told me that she was not there to baby sit me and I was not to receive any assistance from her.

I responded that, I believe, this is a straight forward case and that I will do my best to present the facts and that I was not expecting any assistance from her nor any officer of the court.

Judge _____ proceeded to rule against me for obstruction of Disclosure Statement. _____ did not even state the position of the Plaintiff when the ruling was handed.

At that point, I strongly believed that the case was already discussed, a deal was struck, and decided outside of Court between _____

I attempted to state that I have complied with the Disclosure Statement, but the Judge would not let me talk.

A couple of weeks later, I wrote the Judge _____ and asked him to review what happened in the Court room on April 12, 2012. Judge _____ did not respond to my letter.

After waiting for a couple of weeks, I called Judge _____ and he promised me to look into the case.

A few days later he called me and told me that the tape recording of the Court Room has been deleted and he could not do anything for me.

At that point I suspected that either Judge _____ had the tape deleted to hide the evidence of what took place in her Court Room on April 12, 2012 or Judge _____, after reviewing the tape have decided not to proceed with the case to protect Judge _____

Since then, I have sent three letters (which she called motions) to Judge _____ informing her that she has exposed me to harassment and extortion from _____ Community Association and their Attorneys. Have provided evidence that they are demanding more money above and beyond the judgment rendered:

- a. _____ has on March 25, 2012 sent me a statement for \$ **2,380.89.**
- b. _____ has on May 29th, 2012 sent me a statement for \$ **2,444.09.**
- c. _____ has on September 19, 2012 sent me a statement for \$ **4,082.48**
- d. _____ has initiated a campaign of harassment by sending, too date, two complaints about my property. First complaining about a tree that has been in the property since 1999. Second a complaint about a paint retouch that has been there since the hail storm. I have retouched the paint and trimmed the tree just to close the loop on them.

Although I have provided evidence that I have satisfied the judgment amount of **US\$ 5,352.77**, and have asked the Judge to stop the harassment and extortion I am being subjected to by _____ and their Attorneys. The Judge has refused time and again to address my grievances and continues to rule summarily denying my requests.

Therefore, I respectfully request this Commission on Judicial Conduct to investigate Judge _____ misconduct and restore my citizen's rights to be treated equally under the law.