

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-090

Judge:	No. 1101214664A
Complainant:	No. 1101214664B

ORDER

The complainant alleged a pro tem justice of the peace would not allow him to present his evidence and was biased.

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 available 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 court rulings. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: May 30, 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 May 30, 2013.

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

Phoenix, Arizona 85007

COMPLAINT AGAINST A JUDGEYour name: _____ Judge's name: _____ Date: 04-15-2013

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.

In this case the Defendants provided proof to the Courts that the Plaintiff repeatedly committed Perjury and misrepresented photographic "Evidence" as proof of damage to his property. The Justice of the Peace (Pro Tempore) would not allow the Defendants to provide all their evidence of the Perjury and contempt of Court thus proving the Plaintiff was being less than honorable in his actions. Listed below are the Court filing dates and Motion Titles for proof of claim against the judge in

1A, Plaintiff filing dated 12-27-2012 "Plaintiff's Disclosure Statement" the Plaintiff states that the Defendants damaged his carpet by pet Urine, Plaintiff failed to Tell the court that the Carpet was used and was stained when the Defendants moved in, that the tenant before the Defendant had small in-house animals and had urinated on the carpet thus staining it, and that the photos he presented as "Evidence of damage" were taken before the defendants and moved out and cleaned the dwelling. The Defendants have photographic evidence that is date and time stamped the day the the carpets cleaned, days before the lease was terminated on August 31, 2011. The Defendants were not allowed to show all evidence to the courts.

The court allowed a few pictures to be presented to the courts which were not believed as factual by the Judge even though they were also on a DVD that could be seen as factual and the dwelling was clean as the Defendants stated on their response.

ARS 13-2702 Perjury, ARS 13-2703 False Swearing, ARS 13-2809 Tampering with Physical Evidence

1B, Plaintiff states that the Defendants destroyed his property by destroying a shed they built that was given to them by the Plaintiff for the housing of their animals. Defendants proved with e-mail correspondence between the Plaintiff and the Defendants to the Court that the Plaintiff "donated" to shed to the Defendants thus giving it to them and it becoming the Defendants property to destroy upon moving out so they could not be charged for cleaning the property of their shed.

ARS 13-2702 Perjury, ARS 13-2703 False swearing, ARS 13-2705 Perjury:

1C, Plaintiff declares that the Defendant damaged his battery in his pickup by neglect.

Plaintiff failed to mention to the Courts that his truck that is a Toyota pickup (25+ years old) that is in less than good condition and the truck battery had to be charged by the Plaintiff before he loaned it to the Defendant. Plaintiff was aware of the condition of the battery and would not hold a charge more than a few days when it was loaned to the previous year to the Defendants.

ARS 13-2703 False swearing, ARS 13-2705 Perjury by inconsistent statements

1D, Plaintiff valued the storage shed he stated he owned and the Defendants destroyed at \$1000.00. When the photographic evidence clearly shows a a value of scrap metal only, hence the Gift to the Defendants for animal housing.

(Attach additional sheets as needed)

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2013-090

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ARS 13-2702 Perjury, ARS13-2703 False swearing, ARS 13-2705 Perjury by inconsistent statements

2, Plaintiff Filed a false police report when he told the _____ Sheriffs Office that the Defendant was criminally destroying his property and was trespassing, The Defendant was removing his own property from the Plaintiffs property and was in fact there legally as Defendant had a lease in good standing and paid in full there for had every right to be there as Defendant was moving his personal property to _____ and was moving out of Plaintiffs property as of the 31st of August 2011 as stated in the letter of intent of non renewal of least dated July 23,2011 in which the Defendants stated their intent to remove all their belongings and clean the property before they moved to _____

ARS 13-4261 Law enforcement Officer:Affidavit Section B, ARS 13-2907.01 False Reporting ARS 13-2921 Harrasment

3, Plaintiff's Court document filed on December 27, 2011 "Plaintiff's Reply to Counterclaim"

Plaintiff states "I have no knowledge of a Suzuki motorcycle" Defendant not only proved to the court, and the Plaintiff admitted under oath that the Plaintiff had knowledge of said motorcycle but did sell said motorcycle and failed to pay the Defendant for it.

ARS 13-2702 Perjury, ARS 13-1802 Theft

4, Plaintiff failed to follow the "Arizona Court Rules of Civil Process"

Plaintiff never filed a Certificate of Compulsory Arbitration as outlined as step two in the civil case lawsuit guidelines. According to the guidelines any case under \$50,000.00 including Landlord Tenant disputes are eligible for arbitration

5, _____ awarded Plaintiff more than was stated he could award the Plaintiff in the civil proceedings guidelines of \$2500.00. _____ awarded Plaintiff \$3072.78. Clearly outside the limit set for small claims

6, _____ stated in open court that her himself was a landlord. Defendant feels that by that statement and _____ actions he was clearly bias in this case and the Defendants had no chance of a fair hearing or outcome

Closing:

All documents, photographs, electronic correspondence, audio, video and digital photographs will be provided upon request for proof of claim.

(Attach additional sheets as needed)