

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-134

Judge:	No. 1034114411A
Complainant:	No. 1034114411B

ORDER

The complainant alleged an administrative law judge engaged in rude and abusive behavior in connection with a hearing she requested to obtain educational accommodations for her visually impaired child. Since the commission does not have jurisdiction over executive department administrative law judges, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: July 3, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order was mailed to the complainant on July 3, 2013.

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

May 26, 2013

Arizona Commission on Judicial conduct
1501 W. Washington Street. Suite 229
Phoenix, AZ. 85007
Tel: 602 452 3200

I believe Administrative law judge _____ and I _____ was rude and abusive in her demeanor when we had oral argument and telephonic conference from the beginning. I would like to file a complaint against the both of them. I request a complete copy of my son entire school file and to date I have not receive it, it been approximately 3 years or more that 'tried to get a copy of my son file. I don't think _____ properly consider all evidence in the case. On the date that I had a Due process hearing I had an ear infection that made it impossible for me to go to the hearing. I sent a motion to the court and request a continuances my continuances was grated but I had to have oral argument and as a end result my case was dismissed. When I submitted my motion I also scanned a copy of my E.R report that wasn't taken in consideration. I don't know how they could probably know the pain I was filling to tell me I should have came to the hearing anyway. _____ said my ear infection was not a life or death situation and the infection should not have warranted me from coming to the hearing. I explain to them that I was giving an antibiotic shot and oral antibiotics so it must have been pretty serious. Also the infection was leading to was my brain because of a opening in my canal on the outside of my ear that tunnels into my brain. With that being said that is a life or death situation. On a case like the one I brought before the department of education in phoenix. I file for due process because my visually impaired son is not getting the appropriate accommodations in school. He's been mentally, physical abuse at school and he was refusing the right to an appropriate

education go to the [redacted] when he suffered from head injuries while at school. As far as the accommodations he cannot see the board, books and class work so I've filed numerous due process hearing with the department of education in the phoenix area and I feel that they don't care about the student and what the student their seem to be partial to the lawyers and school districts. When having an oral argument on numerous occasions [redacted] school district attorney would interrupt me as I was talking. The judge never told [redacted] to let me finish what I was saying she would let [redacted] interrupt me and I would forget what it was I was saying. If I interrupted [redacted] while she was talking the judge would say one more outburst and I'm going to dismiss your case. I sent a motion to the Judge asking her if there was someone who could help me with my case because I am dyslexia and I don't understand the contents of the reports. [redacted] blurred out and made a comment my people don't need any help and I took that pretty personal because they all started laughing. Also I sent a letter to the judge asking for help because of my dyslexia and that she keeps this letter confidential and the Judge mailed a copy of the letter to [redacted] anyway and staff members at the school district. [redacted] would make sarcastic comments like yall know the history here and the school district staff would be in the back ground laughing. I don't believe [redacted] cared about my son as an individual and I feel as though she discriminated against us. I request a continuance when I learned of my grandmother passing. [redacted] in my opinion made fun of the fact that my grandmother had passed. My son was home and he was very close to my grandmother and said something to the fact that it wasn't so important that my grandmother past that I didn't go to her funeral and because I didn't go to her funeral that I should have came to the hearing anyway and explain to them that my grandmother had passed. Also during oral argument [redacted] would blurt out put an end to this she wasting court time and money filing these reports. [redacted] would also blurt out dismiss this case with prejudices and I believe [redacted] had an impact on the judges decision and influences the judge's decision to dismiss my case. I understand [redacted] s an attorney but I asked her have she ever observed my son while in school before her believes everything the district is telling her. She said no I have never monitored your child. Inclosing I do not believe the judge ruling was fair and I she did not consider all the facts. P/S it took it seems a few weeks before I received a motion to dismiss I believe the judge dragged it out so long because we were approaching the end of the school year so that I would have to wait until school beganned again before I would have another hearing. I file my case pretty close to the beginning of the school year and each time I file a due process the administrative judges drag it out and before you know it it's the end of the school year.

Thank You