

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 13-209

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Judge:	No. 1473714740A
Complainant:	No. 1473714740B

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**ORDER**

The complainant alleged a superior court judge was biased due to a relationship with opposing counsel and failed to correct errors in child support calculations.

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 review, 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: December 2, 2013.

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 December 2, 2013.

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

For fear of retaliation or further biased or unethical treatment, I have not complained about anything since the treatment began back in [redacted] but our family has suffered enough and have been forced to bring these issues to light. I have never been represented by counsel and opposing party does have counsel

The following Canons or Rules have been broken in several ways and several times since until just this past week. Canon 1, Rules 1.2, 2.15, 2.2, 2.3, 2.4, 2.5, 2.6, 2.9 and probably many more if a review would be conducted.

[redacted] in an open court of law, the Respondent in this case (not myself) had openly admitted to tax evasion/fraud during our child support hearing and falsifying his court child support documents to which [redacted] stated "she ought to turn him in or something" but did nothing. \*\*I do have this CD copy.

[redacted] in an open court of law, [redacted] had during our relocation hearing, allowed Respondent and client certain testimony and hearsay, but I was refused the same. At this same hearing [redacted] had called me ignorant and disingenuous as well as making comments about my financial state. When I stated I was moving from [redacted] due to my [redacted] starting [redacted]; she stated that was nothing; when my socioeconomic status or her opinions of me as a person and my financial status should not be commented on, only the law that applies to the case. During that same hearing, Respondent was on the stand perjuring himself and [redacted] did not do anything about that as well as it was proven that with no response from her either. My punishment was the loss of physical custody and my constitutional right to move freely about the country with my family as well as an order of [redacted] attorneys fees' to the other party for sanctions for serving him FEDEX and not US mail.

Between [redacted], it was proven that there was an error on [redacted] child support calculations resulting in an alleged "overpayment" to myself thereby I had lost the right to claim my child on taxes as equitable relief to the Respondent in this case. It would be later proven that there NEVER was an overpayment as the Respondent in this case had again falsified his income documents as well as his attorney [redacted] had verified and submitted said false documents. Nothing was done by [redacted] about the fraudulent documentation even after numerous motions for sanctions or verification was filed and no responses from the counsel themselves to correct the errors.

Between [redacted] and present, many, many petitions for either sanctions, equitable relief or contempt had been filed by myself as well as clear and precise documents proving the falsified income documents by Respondent and counsel costing me in time and money and asking for the file to be reviewed for errors that date back to [redacted] present with the correct income verified from IRS tax returns and W-2's of Respondent. Finally, [redacted] had set up a child support hearing at which I was denied the right to even ask about [redacted] until present. However, counsel for opposing side was always able to file motions and not me. When brought to [redacted] attention, she stated that's not what she set up the hearing for. This was why I had set up the hearing. In one of these hearings in

between [redacted] had stated that she "cringed" whenever she saw our case file in front of her.

Between [redacted] and present day, opposing counsel has been engaging in bullying and implying that she would always have "court interventions" implying that her and [redacted] are on the same side, not either of them equally unbiased. Opposing counsel constantly would respond with pages of pages of her own opinions and negativity about myself as a mother and a person and [redacted] would not restrain her.

In our [redacted] hearing for above mentioned child support issues, [redacted], counsel had blatantly asked me on record if I had turned Respondent into the IRS Whistleblower Program which is a confidential matter. Said counsel also kept asking about my calling the State Bar on her to which Judge [redacted] finally asked counsel to please remain professional.

[redacted] opposing counsel filed another ten page diatribe of her opinions of myself and false, misleading papers stating there was a legal basis for emergency temporary orders under Rule 47 that would make me give up again, my court ordered parental visitation summer time with my son. There was no legal basis whatsoever, yet [redacted] set up an emergency hearing on [redacted] with only an e-mail notice from opposing counsel stating there was such a hearing sent to me Wednesday afternoon, the day before. I hastily tried to file a motion to continue or dismiss due to the fact that there was no legal issues, only Respondent wanting to take his son away a day earlier so he didn't have to drive. I received an e-mail very late Wednesday afternoon stating that I would have to advise the courts immediately of my lunch hour that they will at least try to accommodate such an "emergency" hearing. It seems and I'm not the only one [redacted] will say, that [redacted] and [redacted] are somehow connected or [redacted] allows [redacted] to completely do as she pleases as well as her clients without any repercussions from [redacted]. I had unfortunately, had to concede and just allow this injustice and my son to be taken early as I work in a court as well, and we were extremely short handed and even my lunch hours are busy. I had filed a motion to vacate [redacted] afternoon, but without a signature or dated page and no notarization whatsoever. I simply had to quickly fax that in and [redacted] had not acknowledged that request throughout the business day on Friday. This has damaged again our family atmosphere. Not hearing from the Judge at all, that same [redacted] when we should have had our hearing, I was prepared to just take our son on our original plans as the court order would state. [redacted], Friday afternoon, I received an e-mail from Respondent in case stating that they have paperwork from [redacted] which was not file stamped with the date/time which would allow them to show up with [redacted] at our door if I didn't return son early. How did this "emergency" paperwork between counsel, Respondent and [redacted] not have to be served upon me or mailed to me. How is an e-mail acceptable by law? Furthermore, how is the relationship between [redacted] and [redacted] that I'm not in the loop about these "emergency" proceedings?