

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-176

Judge:

Complainant:

ORDER

The complainant alleged that a superior court commissioner misstated the law, prejudged her case, engaged in an improper demeanor, and made erroneous decisions.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the commissioner 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 commissioner did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: August 20, 2014

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the commissioner on August 20, 2014

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2014-176

COMPLAINT AGAINST A JUDGE

Name _____ Judge's Name: _____

Instructions: Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

At the first hearing in _____ and the subsequent hearing in _____
_____ indicated how she would likely rule on this matter.

She stated grandparents have no Constitutional Rights.

During the third hearing in _____ the _____ announced she
purged Respondent's and Respondent's live-in boyfriend's criminal records. These
records were admitted during the initial hearing. The _____ claimed the
records were obtained from the internet, and she did not trust the internet.

Testimony revealed Respondent enrolled _____ in a high-risk school.

There was no basis for this as _____ attended _____

District school from _____ through _____ Respondent stated she had to
hurry to enroll him in school.

Respondent denied being in drug rehab; however, testimony revealed she in fact
was admitted for prescription drug use.

Respondent moved _____ in a few short years. This was verified in open court.

Respondent testified she did not seek medical attention or grief counseling for my

_____. When he _____ she related he didn't want
to continue counseling.

Respondent's _____ was out of control, and had her removed from

the _____ When Respondent received a letter from _____

_____ Program, she returned her _____ When her

_____ turned _____ she drove her out of the _____ to live with the same
friend.

In _____ another witness described in detail how Respondent's live-in
boyfriend held her _____ upside down by one foot. This incident took

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place in a _____ Waiting Room. After witnessing this incident,
witness reported same to a nurse who exclaimed this behavior was dangerous.

During the same hearing, the _____ announced she had not made a
decision in this matter. This announcement was more than confusing.

Several witnesses testified to my _____ relationship with _____ now deceased,
and _____ It was verified that I cared for my _____ while my _____ worked
in town, out of town, and out of state.

In _____ an expert witness described Respondent's criminal record as
well as the extensive criminal record of her boyfriend. There were multiple MVD
offenses--no driver's license, no insurance, and no registration. He described the
arrests and convictions for misconduct with weapons, drug, transporting, and drug
paraphernalia, and well as serving _____ in Arizona

Respondent described how she and her family scrap for metal. This, to me, is a
red flag.

The _____ insulted and embarrassed me at each and every hearing.
She said she did not have to give me visitation time with _____ She commented
my conduct was troubling, and she was not sure she could trust me. I am not a
criminal but was definitely treated like one.

The _____ judicial demeanor was Napoleonic, prejudicial, close minded,
unprofessional, and out of control.

The _____ removal of criminal exhibits previously accepted into evidence and then
removing same seems outrageous.

The _____ was unable to interpret facts from fiction and apply laws with

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fairness and impartiality.

_____ was impatient, sarcastic, and discourteous to legal
_____ counsel and me. At the final hearing, she continuously attacked the attorney.

_____ glared, made faces, and squinted at spectators,
_____ witnesses, legal counsel, and me.

_____ Respondent verbally attacked the character, size, and truthfulness of the wit-
_____ nesses and Petitioner. _____ made no comments.

_____ The Respondent was given the opportunity to have witnesses testify on her
_____ behalf. Respondent produced no witnesses.

_____ severed my _____ from having a relationship
with _____ This relationship was from _____ to the date _____

_____ The gross mishandling of this case by _____ has now
placed _____ health, welfare, and safety in jeopardy.

_____ If possible, I request the Commission listen to the interview
_____ conducted with my _____ This is how she arrived at her
decision.

**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST FIVE
PAGES OF ANY DISMISSED
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE
REMAINDER OF THE
COMPLAINT IN THIS MATTER,
PLEASE MAKE YOUR REQUEST
IN WRITING TO THE
COMMISSION ON JUDICIAL
CONDUCT AND REFERENCE
THE COMMISSION CASE
NUMBER IN YOUR REQUEST.**