

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-304

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge had made up his mind not to grant her petition no matter what evidence she had or could have presented.

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

Dated: October 22, 2014

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on October 22, 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

2014-304

COMPLAINT AGAINST A JUDGE

Your name: _____

Judge's name: _____

Date: _____

Instructions: Use this form or plain paper of the same size to file a complaint. Attach additional pages, as needed. Please describe in your own words what the judge said or did that you believe constitutes judicial misconduct. To help us understand your concern, be specific and list all of the names, dates, times and places where the conduct occurred. Include only copies of original documents or court recordings that are relevant to your allegations. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

I would like to follow a complaint against Hon. Judge _____

and hold him accountable for the physical and mental abuse that my _____
 _____ has experience in the care of his father _____

due to his malpractice in _____ court.

I would like to go as far back as of _____ when I gave
 joint legal custody of our _____ so that

could establish a bond with our _____, that he had never met. I was trying
 to join the Army to better myself. When _____ flew back to

with our _____ in _____, not even a month later I received
 a phone call from _____ stating that I had to fly out to

because he was not allowed near our _____ due to his wife, now ex-wife,
 _____, calling the _____ to have him removed from the home due

to him threatening her life and his kid's life, including our _____

_____ purchased a one way ticket from _____ to
 for our _____ and a round trip for myself leaving

_____ AZ. to _____ and back. When I arrived to _____ and saw my
 _____ clunged on to me and showed fear towards

_____ father and would not leave my side for a moment, not even to allow
 me to use the restroom. _____ seemed on edge when I

arrived to _____ After a few hours after I flew out to _____
 started texting me and calling me out of my name

and stated, "He wish I would just die!"

Threw out _____ and _____ was making
 false accusations in different states stating that he did not know my

whereabouts and that I kidnaped our _____ which in fact threw out
 _____ and _____ we had kept in contact threw out emails, text messages,

(Attach additional sheets as needed)

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and phone calls in which never asked me to return our
to him.

On I filled modification of custody and had
served and on I got served with emergency
temporary orders to have my removed from my home and placed in
his father, care because he lied and stated that I kidnapped
our and that he did not know my whereabouts at all until he
got served with the modification on which I have
evidence showing otherwise and in which I presented to Hon. Judge

On Hon. Judge gave father sole legal
decision making authority and primary physical custody of our

On I put in Petition to Modify legal decision making
(Custody), Parenting time because was in contempt of
his court order when he did not allow me my parenting time with our
from thru we could not
provide me with the flight information on what airport he was suppose
to fly out of.

On I put in a motion for Post-Decree temporary order
without notice for modification of legal decision making/custody due
to our confiding in older brother,
expressing the physical abuse ~~and~~ ~~etc~~ has been going
threw while in his dad, care,
When my told me about what brother told him
I pulled our to the side and asked

(Attach additional sheets as needed) (2)

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if his dad ever hit _____, stated, "No." and then about 5 to 10 mins later _____ then said, "But my dad _____ me with the _____ with my pants down and it hurts because he hits me in my soft spot!" and then I said to _____ "I just asked you if your dad hits you and you said no." and _____ said, "My dad says hitting and whipping are not the something that if I say that my dad hits me then I would be lier and nobody will believe me!" I then asked him if he held _____ teacher and he said, "No. I am scarred my dad would _____ me for tellings" I then called CPS and _____ was assigned to my case.

On _____ we had court and through out our court hearing _____ was stating that our _____ and I were lying about the physical abuse and that I have been planning to falsly accuse him of physical abuse towards our _____ Towards the ending of the court hearing _____

admitted to _____ our _____ with the _____ also claimed that, thats how he was raised. After admitted to _____ our _____ with the _____ Judge _____ stated, "I haven't changed my mind that the orders previously entered are the correct orders." For the judge to make such a statement not even reading the CPS report before hand and not reviewing the evidence that was presented to him shows that he already has his mind made up. I feel that no matter the evidence I have presented to the Judge he already has his mind made up and he

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IS not for the best interest of I fear for my
life being in his father's care. has had our in
his care on two different occasions and both times our
has experienced abused from his father.

I have been primary/financial caretaker since birth The way
the Judge ordered for my to be removed from my home and placed
into the care of a man my did not know and experience the physical
abuse, has caused trauma to my

I am mother! If I don't listen and believe my
cry out for help on what has been threw while in his dad's care then
who will? It has taken my old: alot of courage to come forward
and seek Help knowing that dad, has threatened
to with the if he told anyone.

My has also wrote the Judge
a letter and has asked me repeatedly if could speak with the Judge
directly to express to him what has been going threw and the
physical abuse has been experiencing while in his dad's
care. Judge denied request on speaking to
our directly but did accept letter, even though the Judge
was hesitant.

I have requested for the of my hearing that I had on
at to submit with my complaint as proof to what Judge
stated during our hearing.

Thank you,