

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-355

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace was biased during a protective order hearing.

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: December 10, 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 December 10, 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

2014-355

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.

The plaintiff and defendant live in my mobile home park. I and 4 other residents were in the courtroom when this case was heard. Mr. _____ had a restraining order against Mr. _____ and Mr. _____ was appealing it. The situation that precipitated the order was that Mr. _____ was trying to cross the street to help Mrs. _____ unload heavy bags from her car when Mr. _____ almost ran into them because he was going way too fast. The speed limit is _____ in the park. Mr. _____ was going at least _____ and had to put on his brakes and they squealed. He jumped out of the car and yelled and screamed at Mr. _____, accused him of flipping him off, which didn't happen and said Mrs. _____ was psychotic, also not true. Mr. _____ and Mrs. _____ were speechless. Mr. _____ got in his car, went directly to the mgr and complained about Mr. _____. Then he came back and threatened Mrs. _____ and told she better not take Mr. _____ side in this, OR ELSE.

In court the judge would not let Mr. _____ state his case. She constantly interrupted him and didn't want to hear anything he said. The disrespect she showed Mr. _____, a combat veteran, was outrageous. She did not allow Mrs. _____ to testify. But she was extremely nice to Mr. _____ and allowed him to say whatever he wanted. I am a senior and I have been in many courtrooms and I have never seen anything so unjust. In the end she said it all sounded childish and she quashed the restraining order.

My neighbors and I present in the court all came to the same conclusion, that she was biased in Mr. _____ favor because he claimed to be the victim of gay bashing and she has the same sexual orientation as he does. Mr. _____ has a mean temper and has been harassing _____ his neighbors. He always gets out of things by claiming he is a victim of gay bashing. In fact he has never been a victim of gay bashing in this park.

