

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-387

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace made improper rulings in an eviction case.

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.

The commission does not have jurisdiction to review the legal sufficiency of the judge's rulings. In addition, 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 17, 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 17, 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, 229
Phoenix, Arizona 85007

Complaint against a Judge

Name:

Judge's Name: Judge

CASE:

ETHIC VIOLATION – PROCESSES OF PROPER NOTIFICATION

EVICITION PROCESS

DUE PROCESS OF THE LAW

On _____ I arrived at the _____ Court, located at _____

Az. I consent under penalty and other consequence before the court the following statements:

After arriving at the _____ Court, located at _____

Az. I enter: the security guard, did not take the time to properly search every item brought in the facility.

I was instructed to sign in with the security guards whom was to give me the court room number, which was not displayed on the SUMMONS- EVICTION ACTION NOTICE: (informally served AND LEFT ON THE PROPERTY DOOR, located at _____ Az.)

The Court, located at AZ was concealed from the general public and was not visible within the court plaza.

The facility has two court rooms. ~~First~~^{1st} court room had no one in it. The second court room ~~that~~ I entered had a judge holding some kind of hearings... As I sat in the court room two, the Honorable Judge, notice me ~~as I sat in the court room~~. Judge had requested if I had signed in at front counter. I stated no. The judge re-directed me to sign in at the front desk. I stood at the front counter with other people ahead of me. There was no ^{OJ E} attending ~~one~~ the front office. I waited minutes; ~~then~~ the honorable judge came out of his court room: verbally requested that someone sign me in, because the judge wanted to start the hearing process for eviction action. I was eventually checked in immediately, ^{VMS} to attend my "notice of oral argument on Motion to Vacate Default Judgment, order regarding writ of restitution:

Opening statements from both parties included:

I address the court with a defense RE: Barela v. Superior Court 30 Cal3d 244-

In a unlawful detainer action, may a renter raise as an affirmative defense the claim that a landlord seeks to evict in retaliation for the tenant's complaint to the police and city of for landlord code violation; CITY CODE VIOLATION

CASE # AND in retaliation for the tenant's complaint to the police, the landlord has committed a crime against the tenant for over months.

Tenant filed a complaint with the City of

on Case thereby, violating tenant's rights.

Delays to replace a blown fuse and sabotage of electrical wires and the removal of electrical coverings on . Inform the court that I did not have enough time to acquired records for this hearing.

located at AZ . Plaintiff's attorney entered month to month lease agreement , termination day notice dated: and checked as personally delivery After which I received another termination day notice dates by certified letter This notice was ^{not} delivered by mailings and found stuffed between my front door.

Notice indicated - picked up at post office w/o any address to refer to—

left in the door frame and entry door on the property on

avenue AZ . The letter stated: Termination – material & irreparable

dated given by personal delivery on and certified

mailings on

Evidence records:

call to Police, property located at AZ

Police called on . Officer responded to the location

of AZ – I personally showed all my rent

invoices and other documentation that I received from the property manager “

on . After viewing all my documents,

Officer, stated that there was nothing that he could do... “That this

disturbance by the property manager was a civil matter refusing to file a police

report for harassment, and threats to evict, Officer then left the property. I request a police report to be written for harassment, trespassing and threatening me regarding a termination for non-payment of rent. I was given notice(s), explanation of additional charges for electrical services, and a notice stipulating code violation, electrical wiring health & safety notice, without proper notice.

I was not informed by the property manager, nor the owner for such a (n) unscheduled visit, nor did I request to see and speak with anyone that day.

(Proof of harassment).

Police report from ... (Was not allowed to be entered at the hearing), after I requested it to be

(NO WITNESS FOR WHOM SERVED THIS DOCUMENT) ~~SUMMONS~~ - ~~EVICTED~~

A falsified summons – eviction action, SUMMONS STATE OF ARIZONA TO THE ABOVE NAMED DEFENDANT(S) AND STIPULATES – entered and allowed by the court and the court knowing fully of fraudulent contents: illegal document not properly served to defendant.

YOU ARE SUMMONED TO APPEAR AND ANSWER THIS ACTION IN THE COURT NAMED ABOVE:

TRAIL DATE: TIME: COURT # BLANK-

MANIPULATED DATE ON LEGAL DOCUMENT SIGNED BY

Case#

Plaintiffs, Attorney, , requested only the property owner, to testify. , falsified statement's, exaggeration the events, lied

to the court regarding the condition of the property, and was in violation for trespassing on a leased property without notice, nor inquiry to invade personal property, committed perjury with full detailed description of his version of the incident, defendant's character and the condition of the property. (The court not allowing and harassed defendant by denying defendant's legal Right to present evidence, such as notices of termination , letter of explanation , police report(s) , pictures of the property and allowing defendant to call witnesses or cross exam the owner of the property

The court and the plaintiff's attorney had complained about the defendant's cross examination, which defendant only used evidence that was entered by the plaintiff's attorney....

I guess, they did like the way I represented myself and thought I was harassing the witness.

In fact, the defendant, cross examination reveals that the owner of

had committed perjury. (That why the court would not allow the police report to be entered and secondly, that's why the court refuse allow the defendant to entered evidence regarding pictures of the defendant's mobile home. (Judge denied these legal right to defendant)

The evidence, that was not allowed , clearly shows that mobile is negligent, and has committed several crimes against the defendant from to this present date.

DESCRIPTION TO THE ARREST ENTERED ONLY THESE DOCUMENT AND FAILED TO ALLOW DEFENDANT TO CROSS EXAM THE WITNESS W/O PREJUDICE – HARASSED DEFENDANT ABOUT HER CROSS EXAMINATION , WHICH WAS TO ONLY THAT WAS

**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST
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.**