

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Case No. 14-388

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Judge:

Complainant:

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**ORDER**

A letter sent to the commission's address was interpreted as a complaint that a superior court judge made improper rulings in a guardianship/conservatorship case. The author of the letter subsequently advised the commission that she had not intended to complain to the commission about the judge.

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, its file in this matter has been closed, pursuant to Rules 16(a) and 23.

Dated: December 17, 2014

FOR THE COMMISSION

/s/ George A. Riemer

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George A. Riemer  
Executive Director

A copy of this order was mailed  
to the judge on December 17, 2014.

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

Comp

2014-388

HOME:

TEMPORARY MAILING ADDRESS:

Mobile:  
Home

Judge  
Arizona Judge Court Presiding  
1501 West Washington  
Phoenix, Arizona 85007-3231

Cc: Governor Attorney Division of the Arizona  
Law Firm, Attorney,

In Re: Activities: Violation of Ethics and Willful  
False Statements to the Court

Dear Judge

This letter is to complain about tactics and the adult abuse of MRS.  
and DAUGHTER OF MRS. by  
as well as the attorney's in this case that were supposed to represent MRS.  
and DAUGHTER OF MRS. as I was fighting to get  
to the bottom of embezzlement by my Uncle (Now deceased and embezzlement was  
completed under the charge or court appointed official's) and Banks role in this theft abdicated their  
duties in representation and engaged in malpractice and malfeasance.

And in accordance with (Arizona Meeting  
has failed to comply with the rules and engaged in  
unprofessional conduct.

I came to the court for asking for the following and to date this has been our experience. All for the  
worse and emotional abuse exploitation ran amok:

1. Gain the needed documents to go after Bank and find out why MRS.  
accounts were frozen.

Judge

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- a. *Turned over to a fiduciary and no action taken.*
- b. *Retaliate and engage in harassment, emotional abuse and financial exploitation of the estate by excessive fees not disclosed and using delay tactics or just ignoring queries.*
- c. *Lawyers for [redacted] DAUGHTER OF MRS. [redacted] and MRS. [redacted] failed to act.*

2. Locate the embezzled funds from [redacted] which at that time was only [redacted] now more than [redacted] months later and [redacted] dollars later, we receive a document that I could have generated from Quicken and would have not taken [redacted] months and the exploitation of MRS. [redacted] estate.

- a. *Turned over to a fiduciary and no action taken.*
- b. *Retaliate and engage in harassment, emotional abuse and financial exploitation of the estate by excessive fees not disclosed and using delay tactics or just ignoring queries.*
- c. *Lawyers for [redacted] DAUGHTER OF MRS. [redacted] and MRS. [redacted] failed to act.*

However, since the first fiduciary [redacted] and now with the [redacted] who made claims of keeping cost down has reversed that by causing expenses to exceed every normality with fees for everything we needed to do. Simple things like:

1. Running a house and taking care of things an individual can do and have done.
2. I also saved the estate over [redacted] by not using companies that especially do not meet MRS. [redacted] needs or our requirements. Yet, [redacted] has seeming been able to bill the estate that amount since
  - a. Now [redacted] has reversed that using [redacted] caregivers to spy on our conversations as well as take notes on when I call, as I am in exile, and listen in on phone calls.
3. Not using cost effective sources for purchasing supplies in lew of vendors that triple the cost of everyday items, came into our lives everything changed for the worse and to make matters even worse, no investigation was made into the reason I filed in the first place, and why?

4. Because, the truth of the reason I filed was not on the agenda of the their staff and their teams of lawyers (MRS. pays for against her will). That would not generate the vast amounts of money they need to run their business model. What does in fact feed the greed and exploitation of an elderly person is an old boy network of, it's just the way it's done, and in MRS. case as well with that would seem to be the way it is done.

In fact the truth almost died the day I filled out and paid to file for MRS. money. This was manifested in ways the previous fiduciary had conducted themselves and their conduct is also a tactical method of their business model. A business model quickly adapted by the current fiduciary. Remove any objection to the objective, all in the name of care for the elderly person, which is far from the truth. That tactic was used in the case.

This business model used in MRS. case and against me is well documented in the Case of and with the previous court appointed guardian that was forced to resign because I had facts and proof, of which they desperately tried to cover up. of their lies and efforts to use MRS. money to harass and threaten DAUGHTER OF MRS. and cause her undue emotional abuse. The one main difference is that, MRS. has a voice. She never lost her voice and her voice is my voice, the voice of my father and the voice of my brother as her advocate and her shield against the greed that was beset upon her and this has to stop.

Under the care of both fiduciaries, MRS. got a fracture in the facility in and it took a month for her to finally get to a doctor, I arranged for her to see, who revealed a fracture that showed signs of repairing on its own. This happened under their watch. Then my eyes were starting to notice the same treatment towards DAUGHTER OF MRS. as with the new fiduciary at which time I notified my attorney of her practices and let him know of every instance of theirs actions. To include, the same tactics of slander against with new caregivers and attempting to on several occasions tell of occasions that never happened. This was increasingly disturbing as well her communications with seemingly drunken text messages to point I had to tell her stop texting DAUGHTER OF MRS.

This was only the beginning of tactics to include threatening MRS. and me with displacement from our home (of which is in MRS. name). The current fiduciary surpassed that in many ways.

Now over months later and over later all questions still remain:

1. Who was responsible for allowing the embezzlement to take place by Bank?
2. Why has it taken over months to get a spreadsheet?

The amount of hours charged to MRS. estate just come after  
 DAUGHTER OF MRS. and the time and effort put in to character  
 assassinate DAUGHTER OF MRS. emotionally abuse  
 MRS. deny her the ability to continue her regiment of healthcare has not  
 answered the questions as to why I came here and MRS. came here to have  
 answered which is why was MRS. bank account frozen that eventually closed  
 by Bank at their determination of an invalid power of attorney.

Today the Estate is asking for this process to end and allow us to go after the exploitations of the  
 MRS. Estate with our legal team and as representative of the MRS.  
 and on behalf of MRS. and the estate we have had  
 enough of this exploitation. Having yet another fiduciary is no solution. The estate cannot afford it  
 and they failed. We have done everything asked of us, within reason. But to continue this madness of  
 rinse repeat and expect a different result needs is insanity and needs to ends here. This process  
 needs a major overhaul and exposure to the tactics of  
 not only in my case but in cases current and future because ***"the way it is"*** does nothing for  
 the person and the it only bleeds the family's money dry and when there is no more blood  
 they jump like maggots from a carcass.

But as before, has chosen to execute the same  
 tactics as done by That would include the following:

- a. Telling hospital officials to watch out for my behavior when MRS.  
 hospitalized at Hospital. I then called the head of security for  
 and asked him if there any reports of any incidents reported that day. His response was no.  
 This is confirmed by all caregivers. Again another slander charge leveled at  
 DAUGHTER OF MRS.
- b. Being unprofessional to caregivers in ways such as ignoring them upon entry of the home  
 and only after the fact introducing themselves.
- c. Not reimbursing caregivers shopping for MRS. as her card has been  
 declined on numerous occasions.

d. Not reimbursing \_\_\_\_\_ DAUGHTER OF MRS. \_\_\_\_\_ for obvious items purchased for MRS. \_\_\_\_\_ including her \_\_\_\_\_ and I for her \_\_\_\_\_ as well as \_\_\_\_\_ and \_\_\_\_\_ and other items she wants or the house or pets need. To the point I don't even bother to send for any reimbursement even though I use that money to pay for other expenses and hers denied by

a. Example 1

e. Instructing us that we had to feed and provide full shelter for all caregivers only to question the amount of food being used.

f. Making false allegations of storm damage, photographed by her staff, only to have the gauche to say I moved damaged screens to our backyard from the front. Problem with her story is that we have NO SCREENS on the front of our house. Another slanderous charge and I was fixing the storm damaged screens to save money.

g. Being inconsistent with communication which results in added billing, needless emails and texts only to ask for what anyone would need. We do not take trips. Especially when asked for money to take a needed trip was denied.

h. No mail, not even a condolence card from \_\_\_\_\_ members across the country after her brother died. The only mail she has gotten was a catalog from \_\_\_\_\_

i. No tax Return for \_\_\_\_\_ have been presented. How can that be?

j. \_\_\_\_\_ HAS WILLFULLY AND MAILCIOUSLY  
ENGAGED IN THE VIOLATION OF ARIZONA RESIDENTIAL LANDLORD AND TENANT ACT IN AN  
ATTEMPT OF ILLEGAL EVICTION FROM THE HOME OF \_\_\_\_\_ DAUGHTER  
OF MRS. \_\_\_\_\_ AND LEGALSOLE OWNER OF THE \_\_\_\_\_ RESIDENCE.

k. \_\_\_\_\_ HAS WILLFULLY AND MAILCIOUSLY  
MADE FALSE ALLEGATIONS AGAINST \_\_\_\_\_ DAUGHTER OF MRS. \_\_\_\_\_  
REFUSING TO FOLLOW THE WISHES OF \_\_\_\_\_ AND BILLED  
THE ESTATE OVER \_\_\_\_\_ SINCE HER APPOINTMENT. REFUSES TO SHOW ANY RECORDS OF  
EXPENSES WHEN ASKED. WHEN ASKED FOR PROOF OF ALLEGATIONS,  
- WILLFULLY IGNORES THE REQUEST.

**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.**