

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-407

Judge:

Complainant:

ORDER

The complainant alleged two superior court judges and three superior court commissioners made improper rulings in a family law matter.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judicial officers 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 judicial officers' rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judicial officers did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety as to all five judicial officers, pursuant to Rules 16(a) and 23.

Dated: January 14, 2015

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant, the judges, and commissioners on January 14, 2015.

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

2014-407

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.

I am the Respondent to the above Case that has been closed out largely as a result of Judge

blatantly erroneous ruling that my Appeals and Petitions "seek to re-address matters upon which the Court has previously ruled. Any subsequent motions will be noted as "not reviewed." She is referring to

Minute Entry that FALSELY claims that per our Parenting Plan, I am to "utilize the services of the Division... prior to bringing any action to court." In fact, our Consent Page 2

Sentence F. states "The provisions relating to the either DO NOT APPLY or have been met." Furthermore, our repeatedly states we "MAY" use the

NOT "SHALL" use; except for Paragraph 4: "Future Changes" which I am not seeking. Please see my attached Notice of Appeal for Administrative Review, pages 5-11 for a detailed accounting.

Multiple horizontal lines for text entry.

2014-407

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MY SPECIFIC ALLEGATIONS DIRECTED TOWARD JUDGE _____ ARE BASED

on his _____ Minute Entry: 1) He colluded with _____ and

Judge _____ in fostering the false notion of Respondent being

required to "utilize the _____ Services prior to bringing any action to Court" which was their false, deceptive purpose / objective to "kick out" and close out my Case.

2) He erroneously called this a "request to reconsider the prior Court rulings." This

is based on Judge _____ false statement that there were Court rulings, when

in fact there were NO Court Rulings, except for _____ bogus

incorrect notion that Respondent must first "utilize the _____ Services..."

Please see _____ Minute Entry at the end of Exhibit 'A'

and Judge _____ Minute Entry at the end of Exhibit 'A'

Please also see Respondent's Allegation XVII on page 15 of his attached Appeal.

3) Judge _____ calls Respondent's _____ page Appeal with _____ attached Exhibits that contain

copious, relevant back-up information a "Motion to Reconsider" without even

reviewing it. It is as the Respondent states on page 1 of his Appeal, a new, "stand alone" Appeal.

Judge _____ states that "The Court denies the request to reconsider the prior Court rulings," echoing

Judge _____ reference to the one and only Court Ruling: _____ bogus, false

Minute Entry as described in the attached Complaints against _____ and Judge _____

4) Judge _____ calls my Notice of Appeal filing as "improper" and threatens

to impose sanctions on me if I submit another "improper filing" He fails to explain how my

filing is improper, since it was approved by the Clerk of the Court. (continued)

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Respondent has to assume Judge _____ is basing his THREAT on again the false, bogus notion of Judge _____ that this is a "Motion to Reconsider what the Court has already ruled on." Again the Court has NOT adjudicated on ANY of Respondent's now _____ allegations and their respective remedies.

So given all of the above, Respondent has been denied his basic right, under "Victim's Bill of Rights, Article II, Section 2.1., of the Constitution of Arizona, and ARS 13-4437 "Standing to Invoke Rights; Recovery of Damages,..." Paragraph B: "A victim has the right to damages from a governmental entity responsible for the intentional, knowing, or grossly negligent violation of the Victim's Bill of Rights, Article II, Section 2.1., of the Constitution of Arizona."

5) So Judge _____ has denied Respondent his right to be heard, his right to have his Appeal justly adjudicated as the Court is OBLIGATED to perform. Therefore as it stands now, Respondent alleges the Appellant Court is in Breach of Contract for nonperformance.

6) Again, Respondent has been inflicted on him, solely by _____ numerous, new, irreparable, doctor-diagnosed, actual physical and mental ailments as Respondent has documented in Appeal Section VI, pages 19 through 28, and Exhibits 'D,' 'E,' & 'F.' Respondent's basic, U.S. Constitutionally guaranteed, unalienable Rights to Life, Liberty and the Pursuit of Happiness have been ripped from him by _____ and _____

Comp

Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, AZ 85007

RE: Case No.: 14-407

Dear Commission Members:

I have reviewed again my copy of my initial Complaint filing documents to you and discovered that the "cover letter" of my "Notice of Appeal to the Court (Judge" is missing the attached two pages 39 and 43. Please insert these in with my initial submittal document you had received on

Also I have attached a copy of the submittals / correspondence between Judge formerly with for your convenience / information that I forgot to submit to you initially. I find it very, very disconcerting and suspect why suddenly left and thereby ceased being the case manager of our since its inception on As our attached correspondence shows, he was about to complete his Judicial Review of my Appeal. All that remained was for he to consider my response to his direction to me to provide him with my proposed remedies and then issue his final Ruling.

It seems to me that the Commission should know directly from Judge the circumstances / reasons and why he was not able to complete his review of my Appeal to him. It seems to me, that his perhaps 90% complete review would be a "loose end" project that he normally would have completed and closed out during his "two-week" resignation notification timeframe that he most likely submitted I allege / suspect that he was coerced to perhaps a superior or other(s) -- for not going along with the obvious (alleged) to stifle, illegally close out my case without justly adjudicating all of my then or so allegations and proposed remedies. I trust him to be a truly honorable and just judge, based on our (Petitioner's, Respondent's and Judge's) professional relationship. Question: How far "up the food chain" does this alleged conspiracy go? Judge would perhaps be able to answer this important question.

I hope this explanation and the attachments sufficiently address the Court's concerns. Please contact me with any questions. I appreciate your time, effort and attention to my case.

Sincerely,

Attach.

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Minute Entry that FALSELY claims that per our Parenting Plan, I am to "utilize the services of the _____ Division prior to bringing any action to court." In fact, our _____ Consent _____ page 2

Sentence F. _____ states "The provisions relating to the _____ Court either DO NOT APPLY or have been met." Furthermore, our _____ repeatedly states we "MAY" use the _____ Court --

NOT "SHALL" use; except for Paragraph 4: "Future Changes" which I am not seeking. Please see my attached Notice of Appeal for Administrative Review, pages 5-11 for a detailed accounting.

My Complaint involves _____ with my SPECIFIC, sworn allegations for each of them (These are totally and objectively based on the Court Record and our Parenting Plan and Divorce Decree documents.) are described in the attached Appeal on pages 12-16, "Section III: Respondent's Allegations."

I have unfortunately had to endure terrible, cold-hearted, relentless treatment by _____ individuals for the past _____ and counting. This is in clear violation of every tenet of the

_____ Mission/Purpose as defined in _____ that requires the _____ to adjudicate expeditiously and fairly to avoid concern, worry and confusion of the "lay" clientele.

I have begged them just to do their jobs adjudicating on all of my allegations and proposed remedies in each of my Petitions and drop the obfuscation, abuse of authority, etc. they are giving me. I even informed them of my _____ and _____ Disease and that I cannot handle the stress events they are causing me; that this causes incessant _____ which has caused irreparable damage to my body.

See "Section VI: Respondent's Changing Physical and Mental Health Conditions" on Pages 19-28 of the Attached Appeal. [CONTINUED ON NEXT PAGE]

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In **GENERAL** my allegations, which are objectively and critically based on their
Court Record Minute Entries and Rulings, range from: Obfuscation / Obstruction of justice;
Mismanagement (There have been _____ Officials "managing" my cases
over the past _____ months; Giving false instructions (e.g. "Input false wage and hourly
information on the _____ Abuse of authority _____ making me
"jump through hoops" by imposing bogus requirements on me; and her not issuing
a critical retraction on her erroneous ruling in the Court Record which almost prematurely
closed my case early on _____ Outright, bald-faced LIES in their Minute Entries; Collusion
and Conspiracy between _____ and _____
_____ in pushing the false narrative of my Appeal being a 'Motion for
reconsideration" which is based on the False premise that everything had been
adjudicated / ruled on, when in fact NONE of my _____ or so allegations and their
respective proposed remedies have ever been ruled on, "up-or-down"!!!); And that I had
to utilize the _____ Services when I did not; Deliberately misreading the Court Record
or our _____ Plan and _____ Decree Documents that an entry-level employee could read and interpret;
It should be noted that the honest (truly an honorable judge) Judge
was about to complete his review of my _____ Request for Judicial Review to
him, when I received _____ obfuscating/obstructionist Minute Entry.
I later found out that _____ who had been a "fixture" in the _____ for years
no longer worked for the _____ and was not able to complete his review
which was probably 90% complete! Please see the Appeal Page 8, Paragraph G.