

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-087

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge engaged in inappropriate ex parte communication, was biased against him, failed to report attorney misconduct, denied him the opportunity to be heard, was not competent, and had inappropriate courtroom demeanor.

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: May 28, 2015

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 May 28, 2015.

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

To: The Arizona Commission on Judicial Conduct

From:
Phone#
Email:
Address:

Complaint on: Judge _____ County, Arizona _____ Court _____

Divorce Case: _____ County Case# _____

Petitioner: _____

Respondent: _____

Children involved: The parties have _____ together; a _____ now
and a _____ now

When and where alleged judicial misconduct took place: At a _____ in
Judge _____ courtroom on _____ at _____ p.m. located at _____
AZ

Who was present: I, _____ personally appeared as _____ Petitioner in the case, Respondent
_____ personally appeared with her two attorneys _____ and
_____ a male _____ speaking interpreter was present (for _____ a
female who was an assistant to the judge was present, a _____ female who was an assistant
to the judge was present, a _____ male _____ County Sheriff's Deputy was present
_____ court appointed advisor _____ appeared by telephone. The people
who were outside the courtroom doors who had a hearing right after us could apparently hear what was
going on during our hearing.

COMPLAINT OF JUDICIAL MISCONDUCT
AGAINST JUDGE

TO THE HONORABLE ARIZONA COMMISSION ON JUDICIAL CONDUCT:

INTRODUCTION

My name is _____ I am the _____ Petitioner in the above referenced case. The Respondent
and mother of my _____ is _____ She came to the _____ from
_____ in _____ and is a _____ citizen. Both of our children are citizens of the _____ I
initiated this Divorce on _____ in _____ County, Arizona. Ms. _____ and I were married
in _____ County on _____ We were together for about _____ and a _____ years prior to the

marriage and were married for approximately [redacted] separated and have not lived together since

[redacted] before we separated. We have been

I have remained as a [redacted] party from the very beginning. This case has not yet reached final trial but is currently set for final trial on [redacted] at [redacted] p.m. We are scheduled for a Temporary Orders hearing for [redacted] a.m. I have represented myself in [redacted] courts for [redacted] now which includes my experiences representing myself in the state of [redacted] regarding the best interests of my [redacted] is my [redacted] from a previous relationship, [redacted] is currently years of [redacted]

I currently have legal custody of [redacted] mother. [redacted] I endured several years of [redacted] from my first [redacted] that was allowed to take place by a judge in [redacted] until he was replaced by a good judge who ultimately did what was in [redacted] best interests. She is a fair judge, she is wise, and is the greatest judge that I have ever been in front of. I have witnessed and endured many things throughout my years as a [redacted] party in [redacted] court.

I come to you at this time humbly and with the utmost of respect. You are the one entity in the state of Arizona that has the power to condemn these horrific acts of betrayal from the bench currently taking place in the [redacted] County [redacted] Courts.

I come to you with these complaints on Judge [redacted] and other judges to follow because I have been treated with so much unfairness by [redacted] court judges in [redacted] County, Arizona. These judges have engaged in a pattern of intentional and willful disregard of the law, particularly the Arizona Code of Judicial Conduct. I have been subjected to disturbing acts of tyranny and oppression from these judges. [redacted] is the [redacted] court judge that we have had in this case and each judge has treated me with disdain and with no regard for my right to a fair hearing. I have endured the deprivation of all fundamental elements of fairness in the courtroom.

Based on my personal experiences and speaking with other fathers in [redacted] County, Arizona I can say with a very high degree of certainty that [redacted] County [redacted] Court judges are engaging in a continuous pattern and practice of discrimination and prejudice against [redacted] in court. These problems are systemic, not isolated. To quote [redacted] from [redacted] and the law ended long ago in this case. The best interests of my [redacted] were set aside from the very beginning and have been mocked and trampled upon by [redacted] court judges in [redacted] County, Arizona.

I have ordered the cd from the [redacted] hearing referenced above. The hearing was recorded by audio and video. However it will take approximately [redacted] weeks to arrive just as the others that I have ordered did. When I have the cd in my possession I will promptly forward it to the Commission.

Following this complaint on Judge [redacted] I will be filing complaints on other judges from [redacted] Countyv Arizona [redacted] Courts and from the [redacted] City Court, namely: Judge [redacted] Judge [redacted], and Judge [redacted] (City Court). All of these judges deprived me of my right to a fair hearing and or the right

Judge for Cause with my affidavit attached that I filed, Judge [redacted] voluntarily recused

himself from this case in his minute entry filed in this case on
Judge wrote the following statement:

In his minute entry

I have included a copy of Judge
for Cause with this complaint.

minute entry and my Notice of Change of Judge

HISTORY OF EVENTS IN THIS DIVORCE CASE

On and I were married in County, Arizona.

On were we not getting along and had not been getting along for some time so I asked
her to leave the home. threatened to go to with our where I would

calls the Office of the Consulate here in several
times.

and goes to the Consulate here in with my children
while I am at work. She tries to find a way to disappear to
with our and to hurt me for asking her to leave the home.

the disappearance to didn't work out so she visits some domestic violence
shelters with my while I am at work to find a place to stay and to handicap me with a false
accusation of domestic violence.

and I have an argument at approximately At a little after
while I am at work and not able to defend myself calls the Police Department and
claims that she was assaulted by me alleging that I hit about
earlier. Police officer arrive to my apartment while I am at work. leaves with and
and leaves my in my apartment alone. calls me and I
arrive to my apartment at approximately that night. Officers told me that I was NOT under
arrest and that had no marks, no injuries nor any evidence to corroborate her claim
of assault. One of the officers held up both his hands and made the quotation marks symbol and told me
that told him that she was quote unquote Police Officers told me that they
have determined that and then they leave. is granted an order
of protection on this day by a Judge.

at a hearing in the Court Judge treats me horribly and never gave
me a fair opportunity to tell my side of the story. She upholds the order of protection because she said
that she finds that I On this day in open court says

files her answer to my divorce petition and then states

I later petitioned the court to Order to appear and show cause for perjury and then is ordered to appear by Commissioner

goes up to the court and requests temporary orders without notice and lies by claiming On these false words alone she is granted physical custody and sole legal decision making of our and

ALLEGATIONS OF JUDICIAL MISCONDUCT AGAINST

I am alleging that Judge has engaged in the following judicial misconduct:

We had a Conference in front of Judge in County Court on at p.m. A few minutes before the hearing in the hallway I had my process server serve a civil summons and complaint for on and her attorney I filed that case on in County, Arizona case# The other Defendants in the case are other attorney Document Preparer and the law firm of which employs and

All of these defendants falsely and publicly accused me of being charged and convicted of when in fact I have never been charged nor convicted of nor any other felony criminal offense. In open court on attorneys and made this allegation against me without checking to see if this accusation was even true or not. I am currently working on ethical complaints on attorneys and to the State Bar of Arizona and an ethical complaint on Preparer to the Court of Arizona. I have included a copy of this civil complaint.

Inappropriate Ex Parte Communication

Arizona Code of Judicial Conduct/RULE 2.9. Ex Parte Communication

“(A) A judge shall not initiate, permit, or consider ex parte communications, or consider other communications made to the judge outside the presence of the parties or their lawyers, concerning a pending or impending matter, except as follows:”

“1. To the extent reasonably possible, all parties or their lawyers shall be included in communications with a judge. A judge may also direct judicial staff, without invoking the notice and disclosure provisions of this rule, to screen written ex parte communications and to take appropriate action consistent with this rule.”

During this hearing on attorneys and repeatedly made reference to a document with Judge a Proposed that the attorneys

**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.**