

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-098

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace was biased against her and was retaliating against her for filing a prior judicial conduct complaint.

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: May 13, 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 13, 2015.

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

Arizona Judicial Committee Review Board

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RE

RE: RETALIATION from COMPLAINT.

To Whom It May Concern:

On I filed a complaint regarding overfining and impartiality
by Judge of Court, Arizona.

Judge has been unfair in past dealings with myself and my
husband. My husband refused to comply with Doctors / Court Orders.

In case my husband was arrested for agg assault /
disorderly conduct. I have been verbally, mentally, and emotionally abused
because of my husband's reactionary behavior. had been

arrested, I was cited and released. Because of my husband's deteriorating
health, I could not assume liability, for his actions are/were his own.

I asked for a caregiver for Mr. in and we had a
caregiver in the home up until when refused to provide
hours to her, cutting them back from to to.

Long term Case Coordinator was negligent in making sure that my husband had
proper in-home care. For months from to

we had no caregiver, friends, or family members to assume responsibility for
As his wife, I tried, but failed from to due to his

violent nature. After this arrest, Mr. defied court order by
Judge continuing to drink excessive alcohol. Under the influence,
he would act irrationally and fall due to his neuropathy, wasting syndrome.

Judge knew of his health issues. I recommended a detox
rehab for him as he had a borderline prescription drug / alcohol chemical
dependency. refused even though it was covered under our insurance.

Judge gave Mr. [redacted] yet another chance in [redacted] even though he was in very poor health. On [redacted] my parents,

and [redacted] were present when Constable [redacted] came to arrest Mr. [redacted] for failure to comply. Mr. [redacted] suffered from

convulsions and I saved him from lack of oxygen. I purchased a Course Program workbook, a diversion from Judge [redacted] for [redacted] and initiated off the workbook, as he was very weak but compliant.

On [redacted] Mr. [redacted] was reactionary when not being able to sit in his chair as I instructed, falling as he had not listened to me when I was to return from my shower from [redacted] broke a quart bottle in half, glass shattering! He was verbally abusive but I assisted to help him up. Mr. [redacted] stomped on my left foot injuring it. I had put Mr. [redacted]

into [redacted] care through [redacted] I notified [redacted] and she recommended a group home. [redacted] wanted to pass at home.

On [redacted] came and violently removed me from the home charging me falsely with vulnerable adult abuse, I had a nervous breakdown, but officers believed there had been violence, when in reality, they misinterpreted the situation. Consequently, seizures were misconstrued as resisting arrest, + agg assault.

I was not able to complete co-counseling through [redacted] due to the knowledge of [redacted] failing health. It would be considered abuse to leave him at home for more than [redacted] hours. I missed many outings, and appointments due to [redacted] failure to provide us with caregiving.

[redacted] passed away [redacted] wanted me with him. He also did not wish to be in a hospice or group home.

negligently dropped him about [redacted] (I believe?) because he stated that they believed him "too strong" but I knew that he did not wish for

anyone i.e. Doctors, Nurses, pressuring him. Including false allegations of abuse by Arizona Services, and They come to our home after of Long Term fraudulently reported abuse in order to force Mr. to a group home situation, instead of increasing hours for him, which would have eased the situation of my having a disability but being looked down upon, and improved outlook.

Mr. clearly refused and his wishes were to remain with me, but at skilled care level, where he was at. I was unable to lift, push him in a wheelchair or assist him. In I asked for an alternate company never returned telephone calls. I reported her actions of non-compliance to her Supervisors of United

Due to my disability and his verbal, emotional, and mental anguish on me, I was there but my body could take no more so this nervous breakdown occurred. Criminally negligent it is being viewed, but I did everything I possibly could to ensure his comfort and care aside from his regular caregiver, the one whose hours were cut back to 0.

In here at I was called in yet another time by Judge for "Failure to Comply." In I showed Counselor at Clinic,

AZ

The "Work book" that I completed in conjunction with this citation order. I also attended regular counseling and was transferred to who was to follow up with me "after the holidays." I had explained that my husband's health was greatly deteriorating. I also asked what number of months we required as Court records were vague and did not specify how many hours/months are required.

On [redacted] I was taken to [redacted] Court with Judge [redacted] presiding. It was not even acknowledged that I completed [redacted] Workbook." The Prosecutor offered it to me for [redacted] and I told him that besides my husband, I had completed in full this diversion in [redacted] Clerk had checked it off as complete.

Now, [redacted] and [redacted] are denying this, stating it was not completed nor purchased. For record, it is sold through a man who is independent from the County from [redacted] Arizona. I received mine for [redacted] but I paid fines from the citations as well, in the previous year.

These actions of being misleading, not specifying how many hours, months of ^{are} counseling ~~is~~ required on a court order then re-assessing fines and re-ordering me to complete this short [redacted] workbook" without access to money due to the hardship of losing my beloved husband is or should be considered retaliation to my complaint on [redacted] There was no domestic violence occurring in the home. Just myself unable to cope with an impossible situation without a Caregiver present in the home to adequately assist [redacted] at this final stage of dying. [redacted] loved me and I tried to my best ability assist him, until I was physically and mentally incapable with my brain conditions, [redacted] of doing so.

I am asking for my case to be sent to another precinct as Judge expresses favoritism and impartiality towards [redacted] I would like you to ask me [redacted] of [redacted] to move all proceedings to: [redacted] Court, [redacted] Judge [redacted] presiding, as

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it would be unconstitutional not to provide a fair trial as myself; I am a vulnerable disabled adult with an impairment and neurological condition, that is permanently disabled by Civil rights acts.

had no right to assume caregiving responsibility on me from through as I am disabled also.

I am simply the oppressed woman who was dealing with abuse from a dying man and had no support systems to back me up.

Mr. rejected more than Doctors, RN's, Nutritionists and facilities overseeing his care. His wish was to die in peace at home! Expecting that I am liable is unethical and unjust, on behalf of me.

Please contact Attorney:

at:

RE:

Again, I deserve fairness in rendering any decisions as I have been falsely accused as a vulnerable adult at the hands of misinterpretation by and and suffered a mental breakdown.

My records need to be kept safely at will of Court, nor tolerance of any impartiality and not lost by Judge by Judge

Sincerely,

**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.**