

15-209 State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-209

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge made improper rulings and delayed rulings in a family law 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: November 10, 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 November 10, 2015.

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

I understand the commission cannot reverse court orders or assign a new judge to a case.

I declare, under penalty of perjury, that the foregoing information and the facts I have provided upon which my allegations of judicial misconduct are based are true and correct.

Signature _____

Date: _____

INSTRUCTIONS

Use the following space or plain paper of the same size to explain your complaint. Explain why you believe what the judge did constitutes judicial misconduct. Be specific and list the names, dates, times, and places relevant to your allegations. Additional pages may be used and relevant copies of documents may be sent with your complaint (please do not send original documents). Use one side of each page only and write legibly or type your complaint. Please keep a copy of your complaint for your records.

I am submitting this Complaint with regard to the Honorable _____ who has failed to serve in the judicial and impartial manner to which he is sworn.

Unfortunately, _____, bears the brunt of the repercussions from Judge _____ actions and inactions.

In my particular case, Judge _____ has repeatedly failed to enforce statutes and mandated income reporting by my _____ is currently earning over _____ per year, but has reported much less income on the support calculator worksheets of _____ per year which is a much greater percentage than _____.

Judge _____ has ignored my _____ repeated requests to compel _____ to produce W2s and pay-stubs.

_____ is consistently out of town, and often out of the country, for months at a time for work. _____ routinely fails to notify _____ of these extended absences. Is left with _____ who can't provide medical decisions for child. Judge _____ has not only failed to reprimand _____ for these actions, which are in contrast to the Parenting Agreement, but has also condoned and allowed such behavior.

_____ took it upon himself to get a power of Attorney to _____ without input, notice, or acknowledgment of _____ . Such action is in clear violation of Arizona statute and not in the best interest of the child, _____ Judge _____ requested that _____ just provide _____ with a copy when _____ has zero authority to make any type of decisions in this _____ nor should be present with child when _____ is continually out of town.

_____ also has provided false information on child support calculator regarding _____. He hasn't paid for _____.

In order to provide proper care, support, and maintenance for _____ has repeatedly requested that child support be recalculated, and that _____ wage verification be compelled. Judge _____ continues to ignore requests and continually rules in favor of _____ with no regard for my child's well-being.

Child support, calculations, and obligations, as well as enforcement of custody and parenting agreements, should be fair, impartial, and completely objective, not in any way based on the rapport of the Judge and one of the parties.

I am requesting a fair and impartial review of this case to be completed as the paperwork has been filed, including but not limited to, adherence to custody and parenting agreements, wage information (currently ordered) and documentation to be compelled, and child support payments to be recalculated in a fair and equitable manner and completed.