

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 15-289

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court judge was prejudiced against her, denied her the right to be heard, failed to disqualify himself, made a delayed ruling, and made improper rulings in a family law matter.

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(a).

Commission member J. Tyrrell Taber did not participate in the consideration of this matter.

Dated: May 10, 2016

FOR THE COMMISSION

/s/ George A. Riemer

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George A. Riemer

Executive Director

Copies of this order were mailed to the complainant and the judge on May 10, 2016.

*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.

On Trial for this case,  
 Judge called surprise witnesses to the stand, never disclosed to petitioner. Judge allowed surprise evidence to be submitted at the trial, never disclosed to petitioner. Judge ordered court with only in this case to appear in notice, and refused to allow petitioner a continuance to seek legal counsel due to this new requirement. Order to appear is dated \_\_\_\_\_  
 Judge is officiating in the trial of the Court Advisor in this case, who is appearing personally before this Judge as \_\_\_\_\_  
 AND Judge allowed court appointed advocates, to be absent from the trial on Judge allowed testimony AND evidence to be presented AFTER the trial. That denied the petitioner due process rights, to ~~even~~ question the evidence and examine the witnesses.

The Judge refused to recuse himself despite being asked of the capacity of: the and the Constitution. Petitioner is in a , and Judge. He also in his official Judge, blurring provisions of

clearly is NOT impartial in this case. This Judge allowed the court appointed attorney to give an oral report, offer recommendations, give unsworn testimony at the trial, and interfere with petitioner's questioning of the court advisor on the stand. The Judge allowed to remain on the case even after threatened in this case, saying "he will".

filed an ethics complaint against the , and according to the ethics investigator at the told him to " ( )". (See attached motions to recuse court appointed advisor & mental health evaluator.)