

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-314

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge improperly dismissed temporary orders granting her sole custody of her children.

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: December 16, 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 December 16, 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.

Honorable _____ approved the order for myself _____ to have emergency custody of my _____
 and _____ on _____ was picked up from _____
 on _____ with a hand print on _____ face. _____ told me what happened to _____
 face and I recorded _____ Police were called and a visit to my home took place. _____ and a detective interviewed myself _____
 and _____ about the _____ and allegations that were made. I was approved an order of protection _____
 against _____ on _____
 _____ had substantiated the case against _____ on _____ Judge _____ ordered the hearing _____
 about the temporary emergency custody. A custody evaluator was agreed between the parties to help determine _____
 parenting time. _____ was given one day a week to visit for an hour with _____ that _____
 were agreed between the parties. _____ also was to have _____ calls a week in which he never utilized his rights. _____
 _____ was harassing the supervisors that was video taped, in addition to bringing _____ with him to visitation when _____
 only _____ was approved, causing the supervisors to quit. The supervisors called in to complain to Judge _____
 multiple times. When there was no return phone calls and no actions taken they stopped doing the visitation. _____
 Judge _____ did not make any changes or come to a conclusion on the temporary orders of emergency custody until _____
 Judge _____ was made aware of the extended background of abuse _____ has made to _____
 and to _____ was given copies of pictures of _____ by _____ the breaking of _____ and _____
 documentation of _____ going to jail for _____ actions. In addition, many pictures and confirmation from _____
 how _____ would always hit _____ was ignored. Almost _____ Judge _____ then dismissed the _____
 temporary orders. Due to me having an order of protection with Judge _____ of _____ Court, _____ did _____
 not get _____ parenting time back. _____
 _____ challenged the order of protection and on _____ we had our hearing. _____ did not fight order of _____
 protection until we received Judge _____ orders denying custody to mother. _____ appeared _____
 telephonically, confirming that it was a high possibility if the order of protection was quashed that _____ would take the _____
 from _____ due to the courts failure to protect the _____ and support _____ protecting _____
 The officer who answered the call on _____ appeared in person and agreed that _____ allegations of the _____
 marks being _____ were not true due to the marks being present _____ later when _____ arrived and being _____
 raised. _____
 During the trial of the order of protection, the witness _____ was taking responsibility for _____
 kissing _____ with lipstick causing the _____ Her theory was tested and was proven to be false _____
 and looked nothing like the pictures. The lipstick came completely off. There was a video recording of _____
 telling how _____ got the marks _____ face, recording shortly after _____
 The order of protection is still in tact. Judge _____ dismissed my entire case telling both parties to attend mediation but _____
 the custody evaluation would suffice as mediation. She denied our subsequent motion to appoint alternative custody _____
 evaluator leaving me with no option. My lawyer and I have filed for standard mediation but this is delaying my case and _____
 costing me substantial fines. Judge _____ was aware of Judge _____ decision and still ruled with keeping the _____
 order of protection. _____