

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-012

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace was prejudiced against her, did not afford her an opportunity to be heard, did not provide her an accommodation for her disability, provided advice to the opposing party, and improperly threatened her with contempt of court.

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 Tabor did not participate in the consideration of this matter.

Dated: May 10, 2016

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 10, 2016.

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

2016-012

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.

*See
Attached
Letter*

Report also Copied

Copy 2016-012

Office of the Arizona Governor, Doug Ducey
 Arizona State Capitol
 1700 W Washington St.
 Phoenix, AZ.

Dear Governor Ducey,

The purpose of this letter is to file a complaint against the _____ Court Judge,
 who serves in _____ County, On _____ I appeared In _____ with Judge
 in regards to a law suit for _____ with _____. The Civil Case Number is _____.

The behaviors of Judge _____ were unprofessional and although I've not been in front of a judge very often in my life I've never witnessed his type of behavior with any Judge. First, he didn't allow me to continue to present all of my information regarding the bills incurred to me due to the Plaintiff's behavior. The _____ I incurred due to _____ behavior and the police report regarding him _____ was not allowed to be entered in court for my countersuit; I was cut short in my presentation of evidence and as I attempted to present this material Judge _____ told me he would put me in jail for contempt and the guards were ready to take me to jail in handcuffs and I'd see him (Judge) again in a few days. Judge _____ also verbally threatened to put me in jail before I even answered one of his questions. His direct quote was, " _____ ". Judge _____ intimidated me in court.

I am disabled and I asked for a disability accommodation for court due to my disability and illness. I was very sick and my request was denied without any explanation of why. It would have been nice to know why he denied it.

In the process of the court hearing Judge _____ stated he knew what was wrong with my _____ on my _____ qualifying himself to provide a diagnosis to my issue based on him being a previous _____ yet he had not physically inspected my _____ or seen a _____ on my _____, nor was he correct in his diagnosis of my _____. The parts he referred to are in my _____ not the _____ and those parts were not damaged. As well, Judge _____ showed partiality to the Plaintiff, _____ by _____ with him. It appeared from their conversation that Judge _____ and _____ knew each other outside of court. As the person who went to court with me said, " _____ " I don't know if they knew each other prior to this court hearing or not.

I feel I did not get a proper trial due to the above issues. Judge _____ lied to me in stating his decision, no matter what it was is final and I could do nothing to change his ruling. I have since learned that I can file/ask for an appeal hearing of his ruling to a higher court. Judge _____ would have been more appropriate in allowing me to know the procedures in this matter.

As well, when I attempted to bring the fact that I receive _____ to Judge _____ attention and that any judgment would be non-collectable due to _____ not being able to be garnished by law, except for student loans in default he cut me off and stated, " _____ ". I was not allowed to enter this issue in the transcripts of the court or have a

non-collectable judgment explained to the Plaintiff, Judge stated to that he could not advise him other manners/ways to collect on the judgment yet he explained to he could try putting a lien against my or , I'm sorry but this is advice in how to proceed so therefore Judge contradicted his own words regarding advice on how to collect the judgment.

One in the told me I could not bring anyone to court with me yet when I called a few weeks later to ask again as a friend suggested I was told just the opposite, yes I could bring someone to sit in the courtroom with me.

Judge said I counter sued the wrong person. It's amazing to me that someone who signed for a bill and had no contract with me for repayment could sue me and get a judgment. According to Judge I have to sue the company that signed and agreed to pay in his own handwriting without a contract from me of any sort to repay him. I only stated to I would pay him back IF I COULD and he paid the bill anyways. I could not pay him back and did not enter into any sort of written contract with him for repayment.

The only way to verify all I have stated is to listen to the audio transcripts of the court hearing. I have yet to obtain them. If the incident involving Judge and in the incident that was exposed recently is true then Judge would be correct in resigning his duties as a Judge. In light of Judge prejudicial, unprofessional and prior contact in court with me, I am requesting that he professionally recuse himself from any further judicial matters in regards to me, should I have further court business. If the recusal is not granted and perfected this letter is a pre emotive notice of intent to sue (lis moat and/or lis pendent).

Sincerely,

Cc: Judicial Commission of AZ