

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 16-086

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court judge made improper 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(a).

Dated: April 21, 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 April 21, 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.

I am the Respondent in this case. The divorce has been granted, but the case is ongoing because of real estate property that we own jointly has not been sold. I am still living in the residence. The petitioner left the marriage and moved in with one of his ex-wives in I own fifty percent of this condo by Joint Tenancy. I was told by the attorney, that no court or bank could take the house away from me but I am afraid that Judge will find a way.

In the beginning, Judge who was the original judge on the case ordered the Petitioner to pay every other mortgage payment. He was in contempt with three missing payments but Judge later excused him. I am now paying all payments plus HOA and insurance. In the beginning, I represented myself because I could not afford a lawyer but then Attny threatened through the court to have me locked out of my home. I was really afraid and hired Attny. The first motion he made was for a new trial because the case was handled unfairly and was wrong. This motion was refused by Judge I am including a copy of that motion. (Attachment 1)

Judge also ordered me to pay a portion of the Petitioner's legal fees amounting to \$ plus running costs. This seemed to be very unfair since I could barely afford an attorney of my own. I am years old and am legally blind in one eye. My sister is typing this for me. I had been told that I could refinance the condo and I was in the process of doing so when Judge appointed realtor as Special Commissioner and I received a list of things the Commissioner could do. It was noted that she could sell the property during my refinancing for any amount she wanted and then hold money. (See attachment 2) At that point, I was despondent. My lawyer recommended that I file for bankruptcy which I did. I was told that this made Judge furious and that she would sanction me later.

One other factor is that I have a signed (by the Petitioner) and notarized statement (see attachment 3) stating that if he leaves the premises again, after five previous times, he would forfeit any rights to the home. Judge refused to even acknowledge this statement. I could not understand why she wouldn't even look at it.

I am very apprehensive about making this report because I don't know what else this Judge can do to me. I'm afraid I may be put out on the street. Please consider this matter and advise me as to what I should do.

Thank you for your consideration.