

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-139

Judge:

Complainant:

ORDER

The complainant alleged a pro tem superior court judge failed to review all available records prior to issuing a protective order.

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 Peter J. Eckerstrom did not participate in the consideration of this matter.

Dated: July 13, 2016

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainants and the judge on July 13, 2016.

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

Arizona Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, AZ 85007

Dear Arizona Commission on Judicial Conduct:

This letter is a direct complaint regarding _____ under RULE 1.2. Promoting Confidence in the Judiciary: *A judge shall act at all times in a manner that promotes public confidence in the independence, integrity, and impartiality of the judiciary, and shall avoid impropriety and the appearance of impropriety.*

_____ showed a serious lack of due diligence to review all documents/cases of the Plaintiff, _____ when he filed for an *Order of Protection* on _____ actions during the process of the hearing (_____) has resulted in my eroded confidence in the judiciary ability of the _____ court systems by failing to examine all available records and question the plaintiff to determine whether any other protective order affecting the parties had been issued or served.

_____ written statements on the *Order of Protection* document actually state there is an order in place already against him, in place. Yet, no notice was provided for me to attend a pre-issuance hearing. If _____ had actually reviewed all records (_____), she would have noted that _____ was arrested for Battery against me- not the other way around.

failed to notice I am a witness for the _____ in a felony criminal case against _____ ? Would a

professional and ethically sound judge not possibly be concerned with the order as mere witness intimidation and retaliatory in nature? Or, that he has multiple other orders of protection against him (_____)

_____). How about that _____ has been

convicted of over _____ crimes? Does that possibly weigh on his moral turpitude? But, _____ rapidly signed an *Order of Protection* for _____ without doing what a judicial officer must in a court of law to have a just system- her due diligence in looking at all the facts. As a result of her not doing a thorough, professional, or ethical job as a judicial officer, she signed a very serious legal document with major financial and legal ramifications for me.

I was slated to testify as a witness for the _____ in a felony criminal case against _____ Trial for _____ is set for

failed to review all available records (_____), so I will no longer willingly testify for the _____ due to her impropriety and unethical conduct in refusing to notate a

YEAR ORDER OF PROTECTION was issued against _____ on _____ - as I have zero faith now in the system to actually keep my child and me safe. Active warrants are out for

_____ arrest in _____ due to multiple violations of the _____ YEAR

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

ORDER OF PROTECTION. A court has stripped of ANY contact with his daughter due to his behavior- yet in a haphazard manner, just signed an *Order of Protection* for him. **Again, I will no longer willingly testify in the felony criminal case against and will blockade every attempt to subpoena me in due to actions, showing me through her lack of due diligence, unprofessional conduct, inability to make ethical decisions, and judicial impropriety in following legal requirements for an Order of Protection.** I no longer have confidence in the to ensure my daughter and I will be safe, if I came to testify. Not only will I no longer be a willing witness for the but I must take time off work, hire an attorney to attend court with me, and travel to/from o because inability to exercise due diligence as a judicial officer. I have lost all faith in the system.

I am a single parent, on a single income, and must not only turn over my weapons (), but must find monetary resources to correct her haphazard mistake. I find this entire process an insult to the judicial system and have lost all faith in system due to

I appreciate your review of this complaint and can answer any questions at

With Gratitude.