

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-222

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace did not afford him an opportunity to be heard, denied a party a translator, was biased against him, and made improper rulings in two landlord/tenant matters.

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 Art Hinshaw did not participate in the consideration of this matter.

Dated: October 19, 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 October 19, 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.

- 1) I sent the entire answer (more than _____ pages with a very easy way to navigate and fully legal terminology - even two attorneys liked it a lot) to the Judge and the opposing counsel at least before the hearing.
- 2) I don't think Judge read the answer at all or even willing to read. For e.g. - I have made the rent payment for month of _____ and till _____ to my landlord. I pointed judge to my bank statement which clearly had debit transactions but Judge was more inclined towards the opposing attorney's view that we have returned the checks by certified mail. If that was the case how come there are debits from my bank account - where is that money gone? Moreover on the day of hearing I couldn't have those certified mails which contained the checks so how come judge assumed that I got the checks? He could have moved the trial for next day or after wards but it seems he was too much in hurry to pronounce eviction action against me. This was a turning point.
- 3) When I pointed to another such incident where another resident was treated differently - judge told me " _____ " or something like that?
What? The judge never thought of having that witness being called via subpoena or in any way which could have turned the course of this judgement.
- 4) My wife was not provided translator even when we asked for that.
- 5) There is an open discrimination against the disabled person investigation going on at _____
The judge never let me bring that issue in this case? I was told even if you are discriminated we have to look at the rent aspect which was also overlooked.
- 6) Opposing counsel made an excuse that Plaintiff is not doing any maintenance unless my family move out. Later she said if this place is so horrible why you are still living here? Judge never stopped her or did anything essentially it was mock audience.
- 7) The judge never asked my wife what happened on _____ when she went to the leasing office to sign the lease renewal. Plaintiff said that they are sending the lease renewal by email/online. Nothing happened for _____. Plaintiff waited till the time we go out of country for vacation. The moment Plaintiff found that we are out of USA - they sent the USPS first class letter dated _____ which nobody could receive it. WE have provided our airtickets and mail hold requests also but the judge was not at all ready to look into that aspect.
- 8) I showed the lease document which requires _____ of notice in writing which we never got till _____ of _____ (when we returned back to USA) but judge did nothing to really look into the lease. Neither notice was served to all the applicants nor in proper way but still judge went ahead did absolutely nothing about it.
- 9) Even when I am evicting on _____ the Plaintiff charged us full month of _____ rent - why? I made this point but judge didn't even bothered to listen to me.
- 10) Most of the times it's the opposing attorney who was speaking - I raised hand couple of times but I was not given chance.

11) Opposing attorney did insulted me (i forgot what) - i said that "

' - judge did nothing against the opposing attorney.

12) I tried my best to focus on the issue that my kid's(

school bus was stopped coming to the apartment in

. Opposing attorney said

that it was previous management and not us. Judge did nothing about it. It's not the

management but the owner who is liable for any lawsuit, discrimination and one can file

the charge within years. Why judge did nothing here?

13) When it came for pet addendum violation judge did absolutely nothing. Opposing

attorney said that we can't control the cats. i showed the lease agreement...

Unfortunately this was the last hearing on that day so except court clerk, judge, me and

my wife, opposing attorney and the plaintiff nobody was there...all white americans

14) Needless to say when we tried to get more information from the court clerk in that

room - judge looked at us and said - everybody can leave.

I am in this country since

First time i realized we

can only be second

grade citizens and nothing else. The way the judge conducted himself - everybody who knew about this case is shocked and surprised.

How come this judge was so much biased/inclined towards the opposing attorney? for the

judge it's another case which he might be more inclined towards attorneys and white

people but it has really changed my life.

USA is for corporates and high profile individuals who are making the rules all in their

favor. This judge did nothing which can decrease our suffering, trauma and

inconvenience. He never went thru the minute details. He had no consideration about

what all my disabled kid has gone thru