

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-268

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace was biased against him, did not afford him an opportunity to be heard, engaged in improper demeanor, and made improper rulings in a protective order proceeding.

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: November 16, 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 November 16, 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 had an issue with my next door neighbor regarding a barking dog. After years of incessant barking and frustration, one night, at I went outside, got the garden hose, stood on a ladder and hosed the dog to try and keep it quiet.

This neighbor, _____, allowed her dog to bark all day and all night.

While I was hosing her dog, _____, opened the door and yelled at me.

She went inside and called the police. Told them I had hosed her, too!

I did not! She did not have a drop of water on her.

She filed a restraining order against me, which was not an issue..but this _____ put in the restraint order that I was not to get within _____ yards of _____.

I live next door, which would be impossible, so I requested an audience with this court to just explain my side of the issue, which I had not been able to do up to this point and to try and get the wording changed so that it would be more appropriate to accommodate the distance between our houses.

When I went to court, it was NOT to dispute the restraining order, but to tell my side of the story and, for the record, state that I did not hose _____ . I just wanted to have my day in court to explain why I hosed her dog.

When I got to court, _____ and a friend were already sitting in the room. From the minute that _____ came in he was rude, inconsiderate and treated me with disrespect. He did not allow me to explain or discuss the actual reason why I asked for this meeting. It was MY time

to talk and all that he did was allow [redacted] to speak and reiterate her side of the story. I asked for the court time!

I brought pictures and was anxious to give my side of the story and get the distance change [redacted]..that's all!

[redacted] was cocky and wanted me to know how much he knew of HOA rules and such and that [redacted] He was definitely on a power trip and wanted me to know his past credentials. He did not want to listen to me and shut me down every time that I started to talk. It was all that I could do to keep quiet!

He called me a bully and it was obvious that he was not impartial in this case. He sided with [redacted] and allowed her to talk but did not give me any air time to give my side of my story.

In addition, he also ADDED to the restraining order that I was NOT to drive in front of her house, which made the year VERY inconvenient for me getting in and out of my neighborhood. He was penalizing me even more for no reason! He did not like me..

I do not feel that this [redacted] acted as an impartial representative of the court system. He was arrogant, did not care to give me the time that I was entitled too, or give me the courtesy of understanding my side of this silly issue.

His attitude was horrible! It was so obvious that he was giving [redacted] and [redacted] extra consideration and ALL of the floor time, when it was at my request to come in and plead for a simple reduction in the space between me and my neighbor.

I have been upset about this horrible
and his bias towards

So, I am complaining about this fellow's very poor manner in which he
judged me and called me names, when all that I was there for was to
get the distance reduced in the restraining order.

Instead of listening, he put me on the defense and never gave me the
opportunity to express my concerns or feelings..

He did not represent the justice system or my city at a very high level.
He was not professional or fair! He was just being a total dick..

I feel that I deserve an apology for the manner in which I was treated in
his court. If I did not know better, I would think that he knew
That is how he acted. His scale of justice is way off balance.

I am a . This is the first time that I have
ever been in a court room or had any contact with our justice system.

I am very disappointed that allows this to
act like this towards me or any citizen. I think that he needs to have a
representative of your commission to sit in his court room every so
often and see how he treats other litigants.

Thank you for allowing me to express my feelings about this case. I
hope that you will review the transcripts during the time that I was in
his court room so that you can hear and understand my feelings.