

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-272

Judge:

Complainant:

ORDER

The complainant alleged a superior court commissioner improperly jailed her daughter which prevented her from continuing to recover from her drug addiction.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the commissioner 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 commissioner's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the commissioner 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 Gus Aragón did not participate in the consideration of this matter.

Dated: November 23, 2016

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the commissioner on November 23, 2016.

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

Comp

2016-272

Arizona Commission on Judicial Conduct
1501 W. Washington street
Suite 229
Phoenix Az 85007

To whom it may concern:

I am writing this to you as I was referred here by the

On the date of _____ my Daughter _____ was stopped by a _____
_____ She was not driving the car, her friend _____ was. They were seen leaving a
drug house that was be watched by _____ . He had told them he was pulling them
over because they where driving in the bike lane? _____ searched the car and
found drug using items which both had. My Daughter _____ was asked to either drive with her
friend to the police department, or with _____ . She rode with her friend. I find this
a little strange due to the fact they had told the Detective that they had both used prior to
leaving the house, so _____ was driving under the influence! When the arrived at the station,
My Daughter _____ was asked to come into the station? As _____ sit in the car. _____ was
shown pictures of people who she may or may not know, By the time she left

_____ , she was told not to tell anyone what they had talked about, as for he had told my
child that she was to be an informant. Now I know my child has no idea what this entails, as
she has never been in trouble in her life. She agrees. Now this detective continues to call and
threaten her to set up some one or they will come and arrest her at my home. This
information was giving to me as I noticed a lot of stress from my Daughter. My other
questions was why was _____ let go on the same charge?? Allowed to drive her car to the
police department when she was under the influence of Heroin??

_____ did try to do this for this Detective, she was told to have someone meet her at the gas
station up the street, with me driving mind you?? Then call them back and tell them that I,
her mother would not take her and then tell them the color of the car and they would arrest
them?? Not a very good idea, as

I am sure that this would have soon been figured out. To add me into this is completely
unheard of!!!

To avoid being arrested she does this and they arrest these people.

_____ at this time was still using, so she returns to this drug house, which was a stupid thing to
do. But she is sick from this drug and needs it. Once again She is pulled over. Not in the way
that is legal but _____ sees her leaving and calls her on the phone and tells her to
pull over? She is asked to get out of the car, which she does. He tells her to give him the drug

she just got. She tells him she didn't have anything, Well she then cooperates.

orders her to give it to him or she will be arrested. She tells him it is in her vagina. With out a female officer there and in the street while cars are driving by, she is told to remove it from her doesn't know that this is wrong, and because she doesn't want to go to jail. So she does this and gives it to him. He once again lets her drive, knowing that she is under the influence? The calls from continue.

Now after the she got pulled over, decides that she is going to do everything to get better and not use anymore. She is clean for a good month, as this detective is still threatening her to make another bust. She tells him that she is trying to get clean and he says, "I don't care if your trying to get cleans you just find someone for me to bust or you will be arrested" She cant find anyone because she is no longer using so she goes to the station to talk with and he arrest her!

She is released days later.

We go to court at this time is in a day in house rehab program. She has all kinds of paper work stating that she is there and also letters from the people at program in All stating that she is dina quite well and she needs this, Did I mention she put herself there ? removes her from she had been in that and puts her in jail for days?

I am sadden to see that this state of Az would be more append to remove someone from somewhere she is getting help for her drug problem and put her in a jail cell where there is no help???

I make no sense in this.

So is released from jail, now she has to wait on a bed to open up for her to get back in. months it takes, in this time she relapse. Why would a judge do this? I believe due to the issues in this case that is should either be retried or dismissed. This is a horrible job done by a Detective who has illegally searched a year old girl . Also to a Judge who has no intentions to see that was trying to get help when he threw her in jail.

I am so unsure of the justice system in this state, I see things on TV all the time about Police doing things to Kids about drugs, I am really startling to believe that having them say yes to turning others in is a dangerous thing. None of these kids are trained to do this kind of thing. The people who are suppose to be protecting us are throwing our kids in harms way, and the family's

WHY?

I would like to get a response A.S.A.P

Please

THANK YOU FOR TAKING THE TIME TO READ THIS.