

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-342

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge was biased against her in a family law 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: February 8, 2017

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were distributed to all appropriate persons on February 8, 2017.

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

CONFIDENTIAL
State of Arizona
Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, Arizona 85007

FOR OFFICE USE ONLY

2016-342

COMPLAINT AGAINST A JUDGE

Name: _____ Judge's Name: _____

Instructions: Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

Please see attach

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To whom it may concern,

I'd like to file a complaint against _____ located in the _____
 My name is _____ the reason for my complaint is I feel that the judge is
 showing favoritism to the other party _____ had originally filed a
 petition for parenting time with our daughter _____ on _____ with the
 _____. The petitioner _____ resides _____ away from _____
 his address is _____ I reside in _____ We both
 are closer to the _____ in _____. We originally had a case with the courts in
 _____ in which we both reconciled our relationship at that
 time. _____ ordered a court date schedule for _____ I was running _____ behind
 schedule due to I don't know the _____ are and got lost and I called before my court hearing time
 and informed _____ secretary that I was lost and running _____ behind schedule.
 She informed me that the judge already ended the court and that I needed to pick up a
 form to do _____ that will go back _____ and a _____ for any current use. During that
 time I got no notification that the drug test came back. I was having trouble with getting my mail
 and I know my drug test came out negative. However the judge went back further than what is
 court ordered and counted that as a negative. The judge ordered a court date for _____ in
 which _____ retained a lawyer _____ During our court hearing we
 discussed the drug testing and my request for relocating to the _____ and holding off
 on allowing _____ to have parenting time with our daughter due to my submission of the
 investigation going on with my _____. In which I have
 submitted a bag of evidence to the _____ and advised the judge of _____
 I filed these _____ for the courts. My _____ was present during that
 court hearing. The judge refused my request to move locations and refused my request to hold
 off on the parenting time until the results of the bag of evidence comes back, the judge ordered
 me to do _____ (_____) and _____ as well as ordering me to pay
 child support. He issued _____. I completed _____
 test in which _____ and both test came back negative. The judge issued
 _____ on _____ and ordered me to do another _____ (_____) and
 _____ in which both of my tests came back negative. We had a court hearing on _____ in
 that hearing we discussed the drug testing and the judge advised me that he was not satisfy with
 my drug testing and ordered me to do random testing so he can feel comfortable. I advised the
 judge that my _____ as well as _____ are current and they have all
 been negative and I feel that I shouldn't have to keep dropping _____ and continue
 test if they are coming out negative. I requested that the judge order _____ to pay for
 these testing as he is the one that ordered these testing when he filed his petition on
 the judge stated denied. We do have a trial set for _____ feel that _____ is
 showing favoritism and is not giving me a fair trial I'm requesting that this matter be looked into

2016-342

as I am a concern parent and care for the safety and well-being of my daughter. I will abide by whatever is need on my end I just want a fair trial. Thank you for your time in this matter.

Sincerely,