

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-092

Judge:

Complainant:

ORDER

The complainant alleged a superior court commissioner was biased against him, failed to review evidence, asked improper leading questions of a witness, and did not state a basis for her ruling in a protective order proceeding.

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).

Dated: June 14, 2017

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were distributed to all appropriate persons on June 14, 2017.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2017-092

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 Attachment and texts, phone records
and notarized statement.

To Whom It May Concern:

O: presided over a civil case brought against me by . When the hearing started, informed me and the court that she had a prior relationship with witness asked me if I would be fine with this witness testifying which I stated I would not be fine with that. did not testify, but she was allowed to remain in the hearing the entire time. During short breaks, and exchanged pleasantries in the courtroom. I believe should have recused herself from this case due to conflict of interest and not being able to remain objective. (Please review case transcripts)

On allowed to present a letter written by her that was dated which was extremely inflammatory and biased. This letter asked the judge to grant the order of protection because I was a threat to her safety. I have never met this social worker and she has never met me. I was never given the opportunity to cross examine this social worker with regards to her allegations against me and therefore my right to a fair hearing was violated by (Please review case transcripts)

On I presented with a black binder which contained text messages and phone records which disproved all of allegations made against me. neglected to review all of the evidence I had submitted which would have quashed the order of protection. These text messages and phone records also proved that perjured herself under oath which failed to address. (Please see enclosed copies of allegations and my texts and phone records)

On was leading witness on the stand as he was testifying. I had asked if I ever went on his property; got out of my vehicle; addressed him in any way, shape or form on which he stated no to. then purposely stated, “ ”. overstepped her judicial boundaries by purposely leading the witness even after the witness stated I did not harass him or his family. (Please review case transcripts)

On , I returned to court for the ruling. entered courtroom at and stated, ‘

” did not state her reasons or rationale for her ruling which I believe violated my rights to due process. All of my evidence proved that allegations were false and yet I was still found guilty.

Needless to say, I am disgusted and disappointed with how the legal system automatically presumes a man is guilty until proven innocent when it comes to orders of protection. I have proven my innocence beyond a reasonable doubt to and she violated my rights during this hearing. I am asking that my case transcripts and proceedings be reviewed thoroughly along with evidence I have enclosed with this complaint. I do not have the transcripts or the letter that was written by social worker. However, I have provided you with the case number so you can request all of the evidence and transcripts.

Sincerely,

I have enclosed two pieces of proof that clearly shows
 Lied under oath and ignored
 these. I would have to send you the entire binder
 in order to show you how ignored all
 of my evidence.