

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-124

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge did not afford him an opportunity to be heard and improperly limited his ability to contact the court.

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 Margaret H. Downie did not participate in the consideration of this matter.

Dated: August 30, 2017

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were distributed to all appropriate persons on August 30, 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

2017-124

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.

I had a hearing on _____ at _____, for a emergency custody hearing request, due to _____, that the judge denied and set for this hearing date. The judge permitted me to state my name and give a brief statement before cutting me off and allowing the respondent to speak and making a decision. When I attempted to object to false statements by the respondent, the judge told me to wait and that I would get my turn. Once the respondent finished her testimony the judge made a ruling without allowing me to challenge the respondent nor to produce the direct evidence of _____ that I have. Her actions have caused _____ . I am requesting that you review the audio of this hearing and sanction the judge for improper conduct and behavior. This judge has a history of exhibiting poor decisions and judgments. She denied my rights to challenge the respondent and to produce evidence of the ongoing _____. Furthermore, she instructed me not to contact the court except by writing. I live in _____ and it would cause undue hardship on myself, if I have to write the courts for basic information that could be _____. This case was transferred in to _____ because of the _____ I did not hesitate to file this order, in spite of the fact that I did not have the means to hire an attorney, at the time. Her actions have led to ongoing cruel and unusual punishment _____ and has served to completely _____. I request that the judge be sanctioned for her conduct in the courtroom and partiality, which resulted in a unfair judgment. I have ordered a copy of the audio and will be forwarding it as soon as possible. Thank you in advance for looking into this matter.

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