

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 17-194

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court commissioner did not address all of the issues he raised in a motion he filed to enforce his dissolution decree, including the fraud committed by his ex-wife.

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: October 4, 2017

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer  
Executive Director

Copies of this order were distributed to all appropriate persons on October 4, 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**

**2017-194**

**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.

case number:

Petitioner:  
Respondent:

Respondent Requested decree enforcement hearing  
Date of decree enforcement hearing

Respondent had submitted a list of \_\_\_\_\_ items with the request for decree enforcement. Only item \_\_\_\_\_ was addressed by \_\_\_\_\_ during this hearing. Then \_\_\_\_\_ adjourned the hearing approximately \_\_\_\_\_ minutes early with no explanation.. \_\_\_\_\_ said after she adjourned the hearing that we needed to work out the rest of the details ourselves. \_\_\_\_\_ sent a letter as the Minute Entry for this hearing on \_\_\_\_\_ stating if we couldn't resolve our differences we could

My complaints:

- \_\_\_\_\_ did not address the Petitioner's failure to pay bills in a timely fashion. The requirement for the court to ensure timely payments is spelled out clearly in the decree but \_\_\_\_\_ never mentioned this subject. I was not given the opportunity to speak about this problem. \_\_\_\_\_ did not fulfill this duty of the court. This was item \_\_\_\_\_ on the list submitted with the decree enforcement request.
- \_\_\_\_\_ did not address the Petitioner's failure to pay the \$ \_\_\_\_\_ when the charges were made by the petitioner in \_\_\_\_\_. The Petitioner was never asked why we were in court in \_\_\_\_\_ so the Respondent could collect \$ \_\_\_\_\_ that was owed by the Petitioner for \_\_\_\_\_. \_\_\_\_\_ refused to order the Petitioner to pay court costs even though the Petitioner withheld a payment of \$ \_\_\_\_\_. Why was the Respondent stuck with paying court costs in order to collect money for an issue that was never in question per the decree. \_\_\_\_\_ gave this issue about \_\_\_\_\_ of thought and did not explain why I have to pay to collect money owed to me. \_\_\_\_\_ did not acknowledge the fraud that had been committed by the Petitioner. This information was contained in the explanation of items I submitted with the decree enforcement hearing request and this information was also verbally presented by the Respondent. Isn't it the responsibility of the court to acknowledge and address issues that are clearly in violation of the law? \_\_\_\_\_ complained repeatedly that she

I . Since she

If I am correct regarding the Fraud committed by the Petitioner, \_\_\_\_\_ moved the future hearing date \_\_\_\_\_ deadline I had to challenge the decree based on Fraud. I found \_\_\_\_\_ handling of this hearing to be unprofessional in every sense. The Petitioner failed to pay the vast majority of her obligations on time and did not pay other decree obligations at all. \_\_\_\_\_ had no interest in resolving these problems. As of today, the Petitioner has not paid the items \_\_\_\_\_ refused to address in the \_\_\_\_\_ hearing.

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I never requested a \_\_\_\_\_ on these issues because I never believed that  
could or would properly handle the same requests the \_\_\_\_\_ I shouldn't have to pay court costs  
multiple times only to have \_\_\_\_\_ ignore the problems created intentionally by the  
Petitioner and stick me with the costs.  
I will not ever go into a court room with \_\_\_\_\_ again even if that means violating a court  
order. While \_\_\_\_\_ I do know when people act professionally and when they  
perform their responsibilities properly. \_\_\_\_\_ failed on both counts.  
I have delayed writing this complaint because I thought it would be best to move forward without additional  
problems. However, I find that I am just as angry now as I was on  
While \_\_\_\_\_ based on what I witnessed on \_\_\_\_\_ I find it extraordinarily  
difficult to understand why \_\_\_\_\_ is holding her current position.