

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-065

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace and a pro tem justice of the peace engaged in ex parte communications and were prejudiced against him.

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

Dated: April 19, 2018

FOR THE COMMISSION

/s/ Margaret H. Downie

Margaret H. Downie
Executive Director

Copies of this order were distributed to all appropriate persons on April 19, 2018.

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

2018-065

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.

see Attached

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See Attached

Members of the board:

Enclosed you will find what has taken me three weeks to compose and 3 months of unbelievable events which lead to nothing but prejudice and bias events on behalf of this branch of the court system. I cannot and will not address this entire system of the court here as I never had dealing with the branches but I however do know that this one in is not only inapt to hand justice and follow State Status, but are unaware of the disappointments and obstacles they put up to the public here and I witnessed this treatment at the clerks window as well to other in particular regarding one clerk.

I also feel that a defendant speaking to a sitting judge alone are in the present of a clerk without the plaintiff or a representative of the plaintiff being present is not only inappropriate but by all standard legally ill-reprehensible. Not only does it reek of favorable treatment but as well prejudice behavior.

Allow me to explain this as it happened and I see as well as a witness seen. One the very first court appearance for the harassment order I filed for, did everything but hold hand trying to get him to remain silent knowing he had already proved my case for me. He tried to lead to proper and acceptable answers. This only after having a private office meeting which he professed in open court and not denied by the sitting Judge. He was unruly in the court and interrupted more than followed court proceeding to a point

told him not once, not twice but five times to be quite. Granted had no choice but to order the harassment order in my favor otherwise the court recording if called upon would show his inappropriate judgement. Once this was granted, proceeded to violate this order not once, not twice but in total 8 times of which after the 5th time I seeing the Sheriff office and the court not doing

anything about the prior 5 times I give up even calling in are trying to get this court to act according to the bond in which [redacted] was released on. The sheriff to this day has yet to follow through with charges for him damaging my truck even though I had to (by accident) find the witness to him doing so. Enclosed you will see the cost of this damage and the NOTORIZED statement from this person. They have failed to find the false report he called in saying I had and banished a gun at him, even though I allowed the responding Sheriff Officer in my home to search for one. He has made even more false claims as recent as the last court visit to this court in question. He has slander my name as well defined it inappropriately. The Judgment entered by [redacted] should be thrown out and I have request an appeal to this as well. You will find on the enclosed Flash drive the so-called witness's statement to this banishing of a gun in which he totally denies this ever happened. He has made claims I have threaten him are his mother, which again enclosed is evidence showing this has never happened either in the form of recorded phone calls and text and picture of those text to show they were not altered. All of this was taken to the last court appearance with [redacted] in which he was seeking a order of harassment toward me. [redacted] did not denies yet again this person claims of having private conversation with him as well, and totally disregarded the evidence I have enclosed to you and order this harassment order and did not extend his to the motion I was asking for toward him. This person as shown in the enclosed document has been prior arrested and or cited for this very same types of behaviors two time prior to this happening and was released on a own recognizance bond. He violated this three time after be so released and was still out free to do what he was doing 7 more time until I received the e mail enclosed the day we were to appear in court for his order of harassment. This email is as well enclosed to you. Now this behavior from this court is not limited to only this.

As you will see also included in this package, I have inquired, and complained about civil suit judgment that should buy know have been received and are set for court hearing. One of those includes You will see that even to this day they have slowed walked, stonewalled and made totally disregarding efforts to make getting justice (for me) irritable to say the least. For example the enclosed document stating they did not have proof, when in fact they did have it otherwise they could not have mailed it are stamped the defendant answer to it. You will also see that I have requested a change of not only venue but judges involved in all this. The case against and are opened and closed as neither took the time are effort to answer and are appear for the court and final judgment were ask for accordingly to either county are State status. Yet even though I have yet received the judgments for this.

Now with all you have received in this package, videos of his behavior, his past history and this courts non actions to this, let alone the in action by the Sheriff Office and yes sometime I think the county attorney office as well, this is nothing but showing prejudice and favorable actions toward this person and a stricken disfavor towards myself. I want to apology that some of these video are 30 plus minutes long, I however did not want to shorten then to the actions itself in fear some sly defense attorney could say they were altered. But on some you have to watch a lot of nothing till the event itself happens as sometimes I was allowing the cam to record, and not trying to just catch the action and behaviors of at the moment. Yes if need and requested I also have the calls to this court and the Sheriff Office and the County attorney office recorded as well. Unlike many people I do not fear being recorded because I stand by what I say and think before I say it.

I wish to thank this board in advance for their time in reviewing this and wish you all good health and a wonderful day.

**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST FIVE
PAGES OF ANY DISMISSED
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE
REMAINDER OF THE
COMPLAINT IN THIS MATTER,
PLEASE MAKE YOUR REQUEST
IN WRITING TO THE
COMMISSION ON JUDICIAL
CONDUCT AND REFERENCE
THE COMMISSION CASE
NUMBER IN YOUR REQUEST.**