

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-134

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge was biased and made improper rulings in a dissolution action.

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: July 5, 2018

Copies of this order were distributed to all appropriate persons on July 5, 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

18-134

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.

On _____ we were witness in family court to dissolve the marriage between _____ and _____ In the judgement _____ determined at will, without proof, random amounts of money, based on here say, that was owed in a judgement. He writes that he did not see the business evaluation, although it was in the possession of Attorney _____. He states that _____ did not know the value of the business, but submitted an inventory of what she thought it was possibly worth. No proof was given by _____ as to how she arrived at the inventory and so again, here say was blatantly present. I want to stress that _____ did not choose someone to value the business, it was court appointed, yet this evidence was ignored. _____ made a presumption of being underemployed because he has sacrificed to grow a business from nothing to something. As anyone who writes a business plan can attest, it takes _____ to of blood, sweat, and tears, and countless man hours to hopefully see any revenues from said business. _____ also determined, or judged, that I _____ was "i _____" since he was a _____ and had more earning power. What percentage of the American work force is " _____ due to various circumstances. _____ never complained when all of her bills from her living expenses to her food to her credit card debt and student loans were being paid solely by _____. She never complained when _____ worked around the clock _____ so that she could go to school, and work a mere _____ so that she could become a _____ with an annual income of \$ _____ plus per year with all benefits. _____ had an appointment for herself to come into the business at _____. Instead of showing up at that given appointment time, she sent her _____ to the business at _____ where she did not alert _____ of her presence, and opened the door to the business without his knowledge, trespassing and breaking the agreement that _____ was to come in alone ,per the court's order. _____ never entered the business, but sat in her locked car in front of the property, while her _____ took pictures and made unfounded allegations, (more here say).

_____ was in fact covering the family insurance, however never showed proof of the amount paid, although a mere pay stub from _____ could have shown an accurate cost. _____ took her word (here say) as she gave a random amount to be repaid of \$ _____

Although _____ worked first at : _____ and then at _____ for the entire time of the marriage, she too received a retirement account at both places, yet _____ determined that only _____ did not have a community property interest. Clearly this judge showed prejudice toward the husband, and the evidence is proof. _____ did not show impartiality, or act with due diligence.

As a side note, I think it should be noted the great amount of stress and duress that comes along with any type of dissolution of a marriage. It is a death and there was enormous grief involved. It should be noted that abandoned this marriage for someone else, deserting her spouse, walking out one day leaving all of her possessions behind, refusing to take them. Furthermore, her _____ broke into the house while _____ was hospitalized and removed community property.

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