

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-150

Judge:

Complainant:

ORDER

The complainant alleged that a superior court judge was biased in favor of one party, engaged in ex parte communications, and engaged in improper demeanor.

The responsibility of the Commission on Judicial Conduct is to impartially determine if a judicial officer 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 a 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 Art Hinshaw did not participate in the consideration of this matter.

Dated: August 15, 2018

Copies of this order were distributed to all appropriate persons on August 15, 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

18-150

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.

Judge _____, in the ongoing case _____ involving _____, and my _____ violated the purposes and intent of honoring his judicial employment as a public trust and has destroyed my family's confidence in the legal system by ruling in this case, in a way that is clearly partial and bias towards _____. His competencies in question by myself and other members of the public, who were present during these proceedings. Many of them whom are scared to speak out for fear of retaliation. Among those, who have witnessed these atrocities there are nurses, teachers, pastors, principals, business owners, and family members.

_____ violated Cannon 1 Rule 1.1, 1.2, 1.3, 2.3, and 2.8 when he allowed exparte communication and sealed what was said so that _____ was not allowed to know what was said. He also said he would _____. He refused to make appropriate _____.

As soon as the group of witnesses in this case, myself included, entered the courtroom, the judge addressed all as saying he would _____, and if we attempted to ask _____ about my _____. He said we were _____. He also stated that _____. This statement is preposterously untrue and is completely unsupported by evidence. He has slurred our good family name, negatively stereotyping us.

Each person has expressed feelings of intimidation, fear, and that our faith and trust in the judiciary system has been shattered beyond belief. His improper conduct completely eroded our previously positive perception of the courts. He has used his position to intimidate witnesses.

According to Cannon 2 Rule 2.2, 2.3, and 2.8 he has repeatedly violated these by showing favoritism to _____. He scolded _____ for properly objecting in court. He told him, _____. When _____ was requested an evidentiary hearing, knowing _____ had none, Judge _____ said it was _____. That he believed _____, though he had not seen any yet. This already shows he is impartial!!

_____ then provided next _____ has a PO Box, 2. his daughter _____ may have a disease (though none has still been diagnosed), and 3. because _____ disciplines his children in accordance with our religious beliefs, and not in ANY way against any law or statute. There was _____.

Against Rule 2.6 and 2.8 Throughout the judge was hostile in his tone, and would not assist _____. He told _____.