

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-407

Judge:

Complainant:

ORDER

The Complainant alleged a justice of the peace failed to follow the law in a protective order proceeding.

The role of the Commission on Judicial Conduct is to impartially determine whether a judicial officer has engaged in conduct that violates the Arizona Code of Judicial Conduct or Article 6.1 of the Arizona Constitution. There must be clear and convincing evidence of such a violation in order for the Commission to take disciplinary action against a judicial officer.

The Commission does not have jurisdiction to overturn, amend, or remand a judicial officer's legal rulings. The Commission reviewed all relevant available information and concluded there was not clear and convincing evidence of ethical misconduct in this matter. The complaint is therefore dismissed pursuant to Rules 16(a) and 23(a).

Dated: May 15, 2019

Copies of this order were distributed to all appropriate persons on May 15, 2019.

CONFIDENTIAL

Arizona Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, Arizona 85007

FOR OFFICE USE ONLY

18-407

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.

Justic _____ didn't follow the law in allowing the plaintiff, _____ to obtain a protection order against me. _____ was openly allowed to commit perjury in this case through his application for a personal protection order.

Perjury (on application for protection order):

1. _____ stated that I sent an email to potential employer on _____ when in fact it was sent on _____ (he had the printed email with him which showed the date on it).
2. _____ said I called his _____ year old niece " _____ ' through _____ when I proved to the court through physical evidence that I only called her _____ time.
3. _____ stated I called him after he blocked me _____ (The justice assumed that I knew that I was blocked. _____ and I never argued that day, and he never told me not to contact him or that he didn't want to speak to me. At that point, I was unaware I was blocked and later possibly suspected that my confidential email was revealed. The justice took his side again, and assumed that I'm supposed to be psyhchic of some sort and know that I was blocked.)
4. _____ accused me of harassing his parents _____ didn't witness the conversation with his parents, who have very limited _____ literacy. He lied under oath saying I harassed them when I didn't. His mother even called me back later just to tell me how she goes to church and to pray. The justice took his side on this _____ hearsay.)

The Justice _____ allowed drug testimony to be excluded as irrelevant, even though it was the basis of the email that I sent to _____ prior to _____ interview. The Justice verbally disrespected me and accused me of harassing _____ in court by mentioning his drug use (which I provided proof of to the court) and his attempt to manipulate a urine drug test for his current employer using my urine.

The Justice was disrespectful to me as a woman when I said that _____ and I were in a dating relationship, the Justice asked something to the effect of did you have sexual relationship, and I said yes.

The Justice also name called me in court saying I was " _____ ", even though there was no violence nor threats against _____ of any kind.

The Justice tried to dissuade me from an appeal when I told him I wanted to appeal and asked how. He said all they do is review the case, and I stated I wanted to appeal anyways.

At the end of the hearing the plaintiff, _____ showed his vendetta motive by telling the Justice that he will renew the order of protection _____ The Justice replied that it doesn't renew, and _____ old him that he planned on getting another one against me. _____ is focused on revenge for email.

I am a resident of _____ County) and _____ is a resident of _____ (_____ County) where the judge is know publicly to reside and has jurisdiction.

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The Justice _____ allowed _____ to not answer drug questions that were the basis of the email, but did allow him to ask me irrelevant questions such as how he did in his _____ clinicals which I felt was completely irrelevant to an order of protection and clinicals wasn't included in my email to _____

I have attached a copy of the letter from _____ They responded to me about my email about _____ that was leaked to him. I knew there would be retaliation of some sort by _____ I told them violence but instead he went to order of protection route. Also on application of order of protection he checked injunction against harassment then I notice it _____ I believe that someone through court checked the order of protection box. It was under verbal agreement prior to his interview that the email would be kept confidential. The idea was that they would drug test him, and also verify his _____ from _____ in the _____ and how he was kicked out of that _____ which he was trying to hide, also to verify his current employment at a _____ in _____ which he was trying to hide because of write up for bringing _____ to work. At the time of the email _____ I was still in a relationship with him, and wanted to give them of heads up of how unethical he is. I didn't plan on staying in the relationship long term cause of his drug dependency and involvement with his cousins who are engaged in _____ The relationship officially ended _____ when he found out about the email.

This Justice follows his personal opinion, not the law. I understand that he isn't a licensed attorney, nor has he gone to law school. I know that he background is as a _____ previously. I believe that he doesn't understand the law completely in this, and uses his personal opinion instead of the facts and the law. In my case he didn't follow the law, facts, and only decided based on his personal opinion. He treated me with complete disregard and disrespect, while he treated _____ who in fact committed perjury with respect even though my email was about his character and him engaging in illegal activity none of that mattered. Basically I'm the person who told on _____ and I'm being punished by the Justice by not keeping quiet about things. The Justice even said that _____ told me things in confidence and that fact that I told these things is harassment. I never had a confidentiality agreement with _____ nor was I told to keep quiet by him.

I believe this Justice needs training in the law, and possibly be removed from the bench.