

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-109

Judge:

Complainant:

ORDER

July 24, 2019

The Complainant alleged a superior court commissioner gave him incorrect information, failed to hear evidence of attorney misconduct, and made improper rulings in a guardianship matter.

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).

Copies of this order were distributed to all appropriate persons on July 24, 2019.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

19-109

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.

at approximately _____ for a Guardianship hearing for my Brother who has been developmentally disabled since birth, Judge _____ showed no interest in hearing about the misconduct of the court appointed attorney and said so directly. I am appalled having served our great country seperate enlistments in the _____ that I would be treated so poorly. I advised the judge that the attorney only contacted my brother the day before the hearing and told my sister that if he was not able to meet with him the hearing would just be postponed. He also informed me that if this didn't go well I would be stuck with his bill and it would not be cheap, Purely trying to intimidate me. That conversation was within _____ minutes of meeting him. He only provided me with the Disclosure of compensation _____ min before the hearing and it seems he is only in this to make money. The Judge stated she did not want to hear my commentary about the investigator or the attorney. She then said she would clarify everything which was not clear as to if what the Attorney Mr. _____ claimed was going to be my responsibility to pay or not. She then claimed I was suppose to serve my parents which is incorrect per the cover sheet that states _____ needs to be served by process server and everyone else mailed or delivered a copy of the Notice of hearing. Then when I was informed of the process and that Judge _____ does not do anything but assign to another judge for a trial, I considered the fee disclosure that was just provided to me, and the fact I had no confidence in the Judge or the Attorney and they were not looking out for the best interest of my brother and her clear lack of empathy for trying to help my brother I decided to withdrawl the case and immediatly the attorney asked if he could bill me for his services and she said " ____ ". This is beyond a joke for a system that is suppose to assist a person in need and clearly is making it difficult so now _____ will be left to the system due to the Judge and attorney's lack of proper coduct and communication and disclosure of the correct info.