

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-152

Judge:

Complainant:

ORDER

August 28, 2019

The Complainant alleged a justice of the peace improperly issued an injunction against harassment against him.

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).

Commission member George H. Foster, Jr. did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on August 28, 2019.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

19-152

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.

Please see additional pages

Dear Commission on Judicial Conduct:

Thank you for the opportunity to request the severest discipline or removal from the bench for Justice

My neighbor accused me of harassment and was able to have an Injunction Against Harassment approved with no interaction by me toward these people. The petition does not include any third-party corroboration, has been deliberately deceptive due to pages that have been sourcing, no police reports, no witnesses, and documents that are beyond the timeframe allowed based on the directions for filing.

Specific details that Ms. failed to consider:

1. The do not hold any special capacity in They are not advocates for anyone and do not provide any confirmation from any other residence to believe this stated capacity is valid.
2. The first two situations cited on occurred prior to the Petitioners' residing in the neighborhood. The petition states the Petitioners did not reside in the neighborhood until approximately Ms. failed to determine that these situations were not in scope.
3. Mrs. state of mind and Mr. outlook are fabricated. There are no doctor's evaluations nor has there been interaction between the Petitioners and the Defendant's family to form any statement of fact. The Petitioners fabricated interaction with my father to create a false narrative of their own making.
4. The Petitioners do not know what my mental health condition is nor are they qualified to comment.
5. A has never been to my residence and I have never barricaded myself into my bathroom nor have I been tasered. If Ms. had requested police reports she could see that this was fabricated. These statements are meant to inflame and scare.
6. The Petitioners' claim that I was screaming on is false and the police report does not corroborate it.
 - a. Report # "

7. On [redacted] I was painting at approximately [redacted] and had a table with my art supplies on my driveway. I am an [redacted] and I am [redacted] I did have a work light and it was pointed towards the table. The lights are [redacted]. Any transient light that went towards the Petitioners house was minor. Our houses do not face each other, so how the Petitioners could come to a conclusion that it was targeted towards them is fabricated. Ms. [redacted] failed to require any corroboration as to why this would be fact nor why they felt it was targeted toward them.

8. Attached documentation in petition includes:

- a. An enlargement of what is meant to look like factual information that is not sourced and as I stated above has not occurred.
- b. An enlargement of [redacted] when in [redacted] on a historical tour a workman accidentally [redacted]
- c. An enlargement of a [redacted]
- d. An enlargement of a [redacted] that I did not create. The [redacted] Had the Petitioners printed it at 100% it would have shown it was not mine.
- e. [redacted] that I have never seen before and was not generated by me. Again, enlarged to hide any ability to see the source or where it may have come from.

The Petitioners provided so much questionable information that a reasonable person would question the validity of this petition. Did Ms. [redacted] even read it?

Ms. [redacted] failed to do due diligence and there is nothing in the petition that demonstrates my awareness of these Petitioners. Ms. [redacted] was imprudent. This was not an emergency petition, it was not a domestic violence request. This is an egregious oversight. Why are documents blown up? Why are the police reports not attached? Why do these people believe any of my medical issues are their problem? What demonstrates that anything is directed towards them?

I have suffered with a mental health episode and may look odd when I am coping with it. My odd demeanor and my sometimes talking through it to myself are how I work through it. I do not approach anyone nor am I seeking any interaction. I stay on my property.

If I looked odd toward a car going down the street and this is harassment, then Grandma with Alzheimer's, Dad with Parkinson's and many other people with medical issues are harassing anyone who wants to go to court. We better turn ourselves in.

I have never approached these people nor do I even know who lives in this residence. I have lived in the house with my _____ and never had any issues until these people purchased the home in _____

Interesting timing.

These people do not like my demeanor and have used their discomfort as a means to fabricate a petition. I have no criminal convictions, but now the _____ has tried to intimidate me and my family as they carry out frivolous calls to them by these Petitioners.

This is no " _____ " because there is no evidence of anything directed toward them. These are not facts. _____ and these people monitoring me to what end?

Ms. _____ recklessly approved this petition and I hope I feel well enough to go to court to argue it. I have not thus far and that is what these people bet on. Ms. _____ enabled them.

I believe Ms. _____ did not act in a judicious balanced manner. She flagrantly discriminated against me for no reason. She allowed these people to scam the system that should protect my rights, as well as their ability to file an injunction. These people should have been admonished by Ms. _____ not rewarded for flagrantly not following the filing directions. I am now the one getting harassed and I have police reports to prove it.

If there was a professional hearing with actual evidence I do not have it. The petition is an embarrassment to have even been filed. The clerks who accept the petitions should get re-trained.

Ms. _____ found reasonable cause in these petitions, what was it? Where in this petition shows that I knowingly harassed these people? Where did I interact with them?

Ms. _____ should have recognized the use of continual exaggerated subjective statements.

She should have seen the enlarged print to hide where the page came from.

She should have recognized the lack of sources.

She should have compared statements to police reports and if they weren't available by the Petitioners, she should have told them to get them and come back.

She should have acted like a judge.

Ms. [redacted] has not taken her oath seriously. Ms. [redacted] should not be considering cases, her decision making ability is lax or worse dangerous. Apparently, she does not know she is affecting people's lives.

I thank you for your review and will look forward to the determination. I am happy to submit any further real factual documentation you may require.

You may interact with my mother, [redacted] if I am not available.

Again, thank you.