

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-260

Judge:

Complainant:

ORDER

The Complainant alleged a superior court judge was biased against her, did not afford her an opportunity to be heard, failed to rule on a motion, failed to report attorney misconduct, ignored evidence of child abuse, and made various improper rulings in a family law 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.

After review, the Commission found the judge failed to afford the complainant an opportunity to be heard by ruling on a motion the same day it was filed and failed to timely rule on a motion. While this was improper under Rules 2.5(A) and 2.6(A) of the Code of Judicial Conduct, the Scope Section of the Code provides that not every transgression will result in the imposition of discipline. The Commission decided, after considering all the facts and circumstances, to dismiss the Complaint pursuant to Commission Rules 16(b) and 23(a), but to issue a warning letter to the judicial officer reminding her of her obligation to rule promptly and to afford all parties an opportunity to be heard.

Commission members Gus Aragón, Roger D. Barton, George H. Foster, Jr., and Christopher P. Staring did not participate in the consideration of this matter.

Dated: January 29, 2020

FOR THE COMMISSION

/s/ Louis Frank Dominguez

Hon. Louis Frank Dominguez
Commission Chair

Copies of this order were distributed to all appropriate persons on January 29, 2020.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

19-260

1

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 Judge violated rules of the family law Procedure rules as well as ARS in the courtroom and also in the orders entered. she ordered a forensic evaluation requested by @ the sole expense of myself. Judge was told of the rule & law which states the person requesting the evaluation pays for it or if a more affordable means can be used it should be used. Medical Records and a DCS report both show my child also the stems from abuse along w/ Dr. stating I was to avoid my triggers namings specifically my ex husband. Judge was told of this rule yet ignored the rule and made orders to the contrary. This alone is a violation of a rules of conduct particularly Rule 1.2 - avoid impropriety. on fees showing I cannot afford the eval. Court waived all my fees. Judge ignored & has financially forced me out of child's life due to inability to pay for eval under laws should not be ordered.

The Domestic abuse was shown to judge on where the child & myself were threatened by him sole custody. Empowering & allowing the domestic abuse to continue w/ the courts blessing. The law specifically states domestic violence is not in the child's best interest and if it occurs is an automatic loss of custody especially in the child's presence. Yet, once again Judge ignored the laws and ordered the opposite of what Laws state.

Judge was asked for for the evidentiary hearing she gave in which I got only & when attorney mentioned we needed more time she stated it was " " yet was grated to along w/ time that was supposed to be mine discussing his improper submission of Exhibits in which she allowed. Attorney objected but once again she ignored the rules of procedure & allowed the exhibits³.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

②

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.

*A motion filed on _____ is still outstanding, I filed which contains Exhibits which show abuse & deceptive acts by _____ & opposing counsel. on this motion judge allowed until _____ for a response yet on _____ was told of rule they had missed the time to respond by court rules as well as missed dates on prior responses yet Allowed it.

Rule 25. Competence, diligence & cooperation in which are not followed many aspect of this case.

I have attached the transcripts of the hearings which show clear personal bias, ignoring court rules & laws even when questioned & told about them.

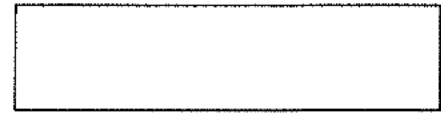
I'm appauld this judge is allowed to sit on a bench because clearly she doesn't follow her oath of office nor the code of Ethics. There are so many violations by this Judge & by her actions have cause substaintial Emotional & physical harm to an innocent child as well as has cost me to sell my home for an attorney & even w/ one she still ignores the laws & rules. Motion to Ammend her erroneous findings filed _____ is still outstanding.

This judge has an Ego problem, can't admit shes screwed up big time and I'm being personally punished for reporting proven child abuse which is retaliation & against the Law in all 50 states!

CONFIDENTIAL

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

FOR OFFICE USE ONLY



③

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 a motion was granted the same day not allowing any time to respond or object. Which rules state I have 10 days to respond yet I was not given the opportunity at all. BTW motion to travel I did not want child to be driven as I have evidence drinks & drives w/ child & open containers yet I was not given the opportunity to be heard.

• on Judge told my counsel broke privilege and the lied yet she ignored it. In which such behavior is the Judges responsibility to address. She never did.

• Judge stated on once DCS report was received items would be addressed & to amend her report. Neither have occurred & DCS report was received by CAA on & court received.

• Judges Finding of facts on the orders contain material Errors and applications of Law.
• No party lives in (lost continuing Jurisdiction
• Dates are incorrect as accuracies from were listed as and facts are erroneous.
• Discriminated against my disability which has been proven to court the disability was caused by via medical records. 3 Drs 2 sep stated all same diagnosis.
• Not one mention of medical records or DCS Findings which state the abuse of child is severe in , home
• states calling the police after child tell me (on video) wife gashed inside of cheek was unreasonable & basically not warranted. So abuse w/ video proof is in no way a reason to call the police?

CONFIDENTIAL

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

FOR OFFICE USE ONLY



①

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.

• My rights were removed before any evidentiary hearing which is a violation of my civil rights entirely and she knows it. She was told it was violating my rights. When DCS told me my child may have been sexually abused on ~~was~~ & not supposed to keep her w/ me instead send her back to _____ on _____ @ the end of her visit? which apparently by the hearings & transcripts ~~and~~ I should've sent her back before knowing if she was or was not sexually abused, cause that makes logical sense to any parent. She is not impartial, refuses to acknowledge clear proof a child is abused, gives the abuser sole custody & also orders _____ he can continue the domestic violence / abuse against myself making the worse and I'm forced to watch helplessly as my child is abused & mu _____, which I didn't ask for, used as the reason to not have my child & supervised, why? who does that. Would someone order a war vetⁿ to listen to gunfire & bombs 3 times a week and then when the bulk punish them? No probably not. It is turchure by the court. This is not justice this is abuse of power & there is nothing more I can do but walk away from my child because no matter what is done the Judge is not² impartial, she's personally biased & this won't even change or rectify the harm that been done by her.

TABLE OF MODEL TIME STANDARDS

Case Category	Case Type	COJCA Standard	ABA Standard	Model Standard
CRIMINAL	Felony	100% within 180 days	90% within 120 days 98% within 180 days 100% within 365 days	75% within 90 days 90% within 180 days 98% within 365 days
	Misdemeanor	100% within 90 days	90% within 30 days 100% within 90 days	75% within 60 days 90% within 90 days 98% within 180 days
	Traffic and Local Ordinance			75% within 30 days 90% within 60 days 98% within 90 days
	Habeas corpus and similar Post-conviction proceedings (following a criminal conviction)			98% within 180 days
CIVIL	General Civil	100% of non-jury within 12 months 100% jury trials within 18 months	90% within 12 months 98% within 18 months 100% within 24 months	75% within 180 days 90% within 365 days 98% within 540 days
	Summary Matters			75% within 60 days 90% within 90 days 98% within 180 days
FAMILY	Dissolution/ Divorce/ Allocation of Parental Responsibility	100% uncontested within 3 months 100% contested within 6 months	90% within 3 months 98% within 6 months 100% within 12 months	75% within 120 days 90% within 180 days 98% within 365 days
	Post Judgment Motions		187 months	98% within 180 days
	Protection Orders			90% within 10 days 98% within 30 days
JUVENILE	Delinquency & Status Offense		90% within 3 months 98% within 6 months 100% within 12 months	For youth in detention: 75% within 30 days 90% within 45 days 98% within 90 days For youth not in detention: 75% within 60 days 90% within 90 days 98% within 130 days
	Neglected and Abuse		90% within 3 months 98% within 6 months 100% within 12 months	Adjudicatory Hearing 98% within 90 days of removal Permanency Hearing 75% within 370 days of removal 98% within 360 days of removal
	Termination of Parental Rights		90% within 3 months 98% within 6 months 100% within 12 months	90% within 120 days after the filing of a termination petition 98% within 180 days after the filing of a termination petition
PROBATE	Administration of Estates			75% within 360 days 90% within 540 days 98% within 720 days
	Guardianship/ Conservator of Incapacitated Adults			98% within 90 days
	Civil Commitment			98% within 15 days

**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST FIVE
PAGES OF ANY DISMISSED
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE
REMAINDER OF THE
COMPLAINT IN THIS MATTER,
PLEASE MAKE YOUR REQUEST
IN WRITING TO THE
COMMISSION ON JUDICIAL
CONDUCT AND REFERENCE
THE COMMISSION CASE
NUMBER IN YOUR REQUEST.**