

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-288

Judge:

Complainant:

ORDER

November 27, 2019

The Complainant alleged a superior court judge was unfamiliar with the case and issued an erroneous ruling in a civil 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 Commission Rules 16(a) and 23(a).

Copies of this order were distributed to all appropriate persons on November 27, 2019.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2019-288

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.

This case, _____ has taken more than _____ and approximately _____ of my personal finances. To have the pertinent issues be found in my favor (I _____ See affirmation) only to be treated ignorantly and disrespectfully by Judge _____ is simply infuriating. It was quite clear that Judge _____ did not bother to familiarize himself with this case. Please see enclosed transcript of _____. In addition, Judge _____ Minute Entry _____ is erroneous to the point of being not only wrong in statement of fact but actually borders on blithering nonsense. And his final " _____ of _____ virtually guarantees more problems and visits back to the courtroom in the future. What exactly was the point of all the hard work that Judges _____ and _____ put into their respective decisions if it is all for nothing in front of Judge _____ who obviously can't handle this final part of the case? Especially after being exposed to the professional work of Judges _____ and _____ was it painfully apparent that Judge _____ put no effort at all into this case. In the enclosed transcript, Judge _____ does an " _____ " in the courtroom, admits that he had no understanding of what was going on, and then tell the attorneys to " _____ ". What sort of blithering Defendant _____ has verbally stated (in front of a corroborating witness, _____) that he plans to see that my wife and I die penniless. His abuse through the courts would stop or at least diminish if Judge _____ had done his job in a competent manner. Please remove Judge _____ from this case and return it to Judge _____. Please note --- while this may not be the most sensitive and professional of write-ups, it is direct and honest. I have taken care so as to not make this a " _____ " diatribe, regardless of my emotional involvement in this case. Thank you,

COURT OF ARIZONA
COUNTY

CV

HONORABLE

CLERK OF THE COURT

Deputy

v.

Please see enclosed
transcript.

JUDGE

MINUTE ENTRY

– Courtroom

This is the time set for Oral Argument regarding Plaintiffs' Renewed Motion for Order to Show Cause for Contempt. Plaintiffs, and are present and represented by counsel. Defendant, is present and represented by counsel,

A record of the proceedings is made digitally in lieu of a court reporter.

Arguments are presented to the Court.

Counsel are to meet and confer regarding the possible next steps in this matter.

To assess counsels' suggestions,

COURT OF ARIZONA
COUNTY

CV

IT IS ORDERED setting a telephonic Status Conference on _____ at
(time allotted: _____).

Counsel for Plaintiffs shall initiate the call by arranging the presence of all parties and contacting this Division at _____

Matter concludes.

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IN THE COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF

Plaintiffs,
vs. CASE NO.
Defendants.

BEFORE THE HONORABLE
COURT JUDGE

TRANSCRIPT: ORAL ARGUMENT

Transcript prepared by:

TRANSCRIPT

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A P P E A R A N C E S

On Behalf of the Plaintiffs,

On Behalf of the Defendant,

**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.**