

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-307

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge engaged in improper demeanor 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 remain patient with the complainant and made gratuitous comments about the complainant's medication. While this was improper under Rules 1.2 and 2.8(B) 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 to remain patient with difficult litigants and to refrain from making gratuitous comments

Commission members Christopher W. Ames, Barbara Brown and J. Tyrrell Taber did not participate in the consideration of this matter.

Dated: March 17, 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 March 17, 2020.

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

FOR OFFICE USE ONLY

2019-307

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.

From day of this nonsense brought to court the Judge has not liked me not sure why. Plaintiff wanted to get custody of our daughter he said I had abused and neglected her. My daughter and I got into a very big ordeal and things got heated to where I knew I needed to leave the room. I called her Dad said to come get her. Well he told the Judge that I'm an alcoholic and what not. No I am not. I used to drink a lot years ago. I do still drink but only a couple not to the point of being drunk and out of control. I don't like the feeling any more. When I got in the box for questioning on I was a nervous wreck. My mouth got very dry due to nerves and probably my medication. She attacked me asking me what I was on I said nothing except my meds. and they can tend to make my mouth dry and I appologized to her for it. She continued on this rant making me even more nervous. She said I showed weird behavior while i was seated waiting on my turn. Well I am a fittler with my hands and bounce my legs all of my life I even move my feet together in my sleep they told me not to say a word keep my mouth shut and that is VERY hard for me when what's being said is lies. So she assumes I'm on something. Mind you there is no evidence of any drug use or proof of alcoholizm to even say the things she has. She said she was going to make me do a urin sample for alcohol then turned around and said she had no grounds to do it. So she gave me an order any ways and said I needed to do this 8-10 times a month voluntarily at \$ each and do a treatment program. If I don't do it by she is turning me into child services for child neglect or something . This is so uncalled for I have NEVER in my life had a DUI or DWI or ever had child services called on me. There is NO evidence to substanciate any of her actions. She let tell his untruthful story and she never once let me stand up for my self or tell my side of the story. I had to keep my mouth shut and if I objected I would shift in my seat or fiddle or move my legs because I was doing the best I could to stay quiet and that is a hard task in the situation of things. I take very good care of my daughter and we get along very well. She's and it's that time where things can be trying at times. If you get the recording of that day in court what I have said is pretty much to a T. Could be different wording of course. I want this Judge reprimanded or even taken out of her position if possible. I feel she is abusing her power for sure and I am not doing the tests or classes that I do not need. I also am unemployed right now and how does she expect me to pay for it? She actually was yelling at me after I came out of the box refering to things like I probably don't even remember what I said in the box because of my medication or alcohol. I have no problem remembering later. She needs to be STOPPED. Thank you so much and I hope to hear from you soon.

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