

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-311

Judge:

Complainant:

ORDER

December 18, 2019

The Complainant alleged a superior court judge had improperly restricted his access to his step-children 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.

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 December 18, 2019.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2019-311

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.

_____ is my wife. She and her ex-husband, Mr. _____ have a civil case: _____ which involves children from said previous marriage, in _____ Court. The presiding Judge is Honorable _____. The proceedings have been going on for approximately _____ and they are frustrating. Some background into in this matter is that a criminal allegation was alleged. An investigation was conducted by the Police Department as well as The Department of _____. No criminal charges were filed because there was no violation of law or inappropriate conduct. The _____ Police Department and Department of _____ concluded in their investigations that the children had been coached (under duress). The report(s) noted that their father Mr. _____ his girlfriend (now wife) and his mother and father instructed the children as to what to say. The court and child services warn parents about putting the children in the middle of the situation.

As I stated above. I was exonerated of any wrong-doing by both _____ Police Department and the Department of _____. Why am I still being monitored??

There were no charges, no trial thus no punishment. One would believe that to be the case. However, Hon. _____ ordered me to be further monitored/supervised around the children. This comes after the original investigation took place thus having my wife and I having to live separate from each other when she had her children. (The current parenting plan, _____ My wifes ex-husband has been allowed to fabricate, To the Extreme, a false accusation so as to keep me out of his kids lives. The ongoing inability of my wife and I to parent, individually/together; i.e: she gets sick kids have to stay home or my wife works late kids have to stay with her. This is putting a strain on our lives. (Business and Personal). As long as this " _____ " is going on the children will believe it is not ok for them to do anything with me. As I stated, " _____ " and it was substantiated. The facts have been disregarded, over-looked or not even considered based on the actions of Hon. _____. The above-mentioned investigations exonerated me of any criminal violation or anything inappropriate. Yet the Judicial System has enabled Mr. _____ to lie and get away with it.

I feel that the Judge is biased because he did not consider the facts(s) that it was determined that I, as a step father, did nothing wrong or inappropriate. Judge _____ ordered interviews for the children and both natural parents and included me. The Judge, the attorney for Mr. _____ and Mr. _____ are manipulating the system to keep me under qazi supervision/monitoring, for the courts financial gain. Judge _____ made a further decision and ordered psychological examinations for both children and natural parents. I am included! In my opinion, Hon. _____ is further perpetuating the sys for the courts financial gain.

I am seeking relief from Hon. _____ punishment. I have not been afforded due process by Hon. _____ which the above-mentioned investigations exonerated me of any criminal violation or anything inappropriate.

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COMPLAINT AGAINST A JUDGE

Name: _____ **Judge's Name:** _____ Hon.

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Respectfully,
Mr.