

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-354

Judge:

Complainant:

ORDER

February 12, 2020

The Complainant alleged a justice of the peace improperly issued a protective order.

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).

Commission members Colleen E. Concannon and George H. Foster, Jr. did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on February 12, 2020.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2019-354

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.

AS A FORM OF 'Retaliation', my Ex-girlfriend,
_____ was able to get a 'Petition' and order
of Injunction from THE Honorable Judge
WHO ABUSED HIS OFFICE and ABUSED HIS DISCRETION,
WHEN HE gave an order of Injunction, WHICH
BASED OFF FALSE STATEMENTS and HERESAY

THE order of Injunction was 'violated' by
(), named in THE order, when I was
an Inpatient at _____

TRIAL COURTS OF ARIZONA IN _____ COUNTY

ORDER OF PROTECTION

Case No.

Court ORI No.

County State

Former Case No.

PLAINTIFF

First Middle Last

PLAINTIFF IDENTIFIERS

Date of Birth of Plaintiff

And on behalf of minor family member(s) and other Protected Person(s):

DEFENDANT

First Middle Last

DEFENDANT IDENTIFIERS

SEX	RACE	DOB	HT	WT
<i>Arizona Prohibits Release of Social Security Numbers</i>				
DRIVER'S LICENSE #		STATE	EXP DATE	

Defendant/Plaintiff Relationship: The Defendant and I are living together now, or have been in the past
 Defendant's Address:

ALIAS:

CAUTION:

Estimated Date of Birth:

WARNINGS TO DEFENDANT: This Order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. § 2265; Crossing state, territorial or tribal boundaries to violate this Order may result in federal imprisonment (18 U.S.C. § 2262). As a result of this order, it may be unlawful for you to possess or purchase a firearm or ammunition pursuant to federal law under 18 U.S.C. § 922(g)(8); and/or state, tribal, territorial, or local law. If you have any questions whether these laws make a legal for you to possess or purchase a firearm, you should consult an attorney.

Only the Court in writing, can change this Order.

This Order is effective for one year from date of service. **VERIFY VALIDITY** (call Holder of Record):

County Sheriff's Office

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter.

Additional warnings are set forth on the next page(s).

THE COURT, FINDING REASONABLE CAUSE to believe that Defendant may commit an act of domestic violence or has committed an act of domestic violence within the past year (or good cause exists to consider a longer period), **HEREBY ORDERS:**

NO CRIMES: Defendant shall not commit any crimes, including but not limited to harassment, stalking, or conduct involving the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily injury against Plaintiff or Protected Person(s).

NO CONTACT. Defendant shall have no contact with Plaintiff except through attorneys, legal process, court hearings

NO CONTACT. Defendant shall have no contact with Protected Person except through attorneys, legal process, court hearings

NO CONTACT. Defendant shall have no contact with Protected Person except through attorneys, legal process, court hearings

NO CONTACT. Defendant shall have no contact with Protected Person, except through attorneys, legal process, court hearings

THE COURT FURTHER ORDERS:

PROTECTED LOCATIONS. Defendant shall not go to or near the Plaintiff's or other Protected Person's

- Residence
 - Address Protected
- Workplace
 - Address Protected
- School
 - Address Protected

OTHER ORDERS.

Date

Judicial Officer

Printed Name

WARNING:

This is an official Court Order. If you disobey this Order, you will be subject to arrest and prosecution for the crime of interfering with judicial proceedings and any other crime you may have committed in disobeying this Order.

ADDITIONAL WARNINGS TO DEFENDANT.

Violations of this Order should be reported to a law enforcement agency, not the court. Both parties must notify the Court if an action for dissolution (divorce), separation, annulment or paternity/matrimony is filed. This is NOT a parenting time (visitation) or custody order. You must file those requests separately in Superior Court. If you disagree with this Order, you have the right to request a hearing which will be held within 5 to 10 business days after your written request has been filed in the Court that issued this Order. Nothing Plaintiff does can stop, change, or undo this Order without the Court's written approval. You must appear in Court to ask a judge to modify (change) or quash (dismiss) this Order. Even if the Plaintiff initiates contact, you could be arrested and prosecuted for violating this protective order. If you do not want the Plaintiff to contact you, you have the right to request a protective order against the Plaintiff. However, orders are not automatically granted upon request. Legal requirements must be met.

Plaintiff	Defendant	Case No.
Birth Date:	Address	This is not a court order.
	City, State, ZIP Code	PETITION for <input checked="" type="checkbox"/> Order of Protection <input type="checkbox"/> Injunction Against Harassment <input type="checkbox"/> Workplace Injunction

DIRECTIONS: Please read the Plaintiff's Guide Sheet before filling out this form.

1. Defendant/Plaintiff Relationship: Married now or in the past Live together now or lived together in the past
 Child in common One of us pregnant by the other Related (parent, in-law, brother, sister or grandparent)
 Romantic or sexual relationship (current or previous) Dating but not a romantic or sexual relationship
 Other. *Started* *known since for life it began & ended*

2. If checked, there is a pending court case involving maternity, paternity, annulment, legal separation, dissolution or legal decision making (custody), parenting time or support in _____ county.

Case # _____

3. Have you or the Defendant been charged or arrested for domestic violence OR requested a Protective Order?
 Yes No Not sure

If yes or not sure, explain: Arrested for disturbing the peace and neighbor also filed order against

4. I need a Court Order because: (PRINT both the dates and a brief description of what happened).

Date(s) Tell the judge what happened and why you need this order. A copy of this petition is provided to the defendant when the order is served.

He keeps harassing me sending emails saying we are sworn enemies. He has ~~filed~~ ^{filed} a lawsuit against me and he has threatened my friends and family members on social media for the past year since I left him.

Have not seen Def in over

**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.**