

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-391

Judge:

Complainant:

ORDER

March 25, 2020

The Complainant alleged a superior court judge did not afford her an opportunity to be heard, was biased against her, engaged in improper demeanor, and made improper rulings in a family law case.

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 member Joseph C. Kreamer did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on March 25, 2020.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

Comp

2019-391

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.

_____ Court Judge _____ did not afford a litigant
 the opportunity to be heard _____ (Petition), prejudged a case
 _____ discriminated against _____, engaged in improper
 demeanor _____, biased in favor of the of the Respondent (favored
 and acted as his lawyer for _____, did not listen to the key facts or
 allow evidence of the case (CD-R Audio of _____ abuse), the court
 changed _____ Exhibit list to hide _____ abuse and added a 3rd
 page of the courts own exhibits _____ . I was also cut off from all
 SERVICES after _____ court hearing. This case needs to be looked at
 by an outside review party. _____ For the Record (FTR) CDS and
 documents are attached and included with this Complaint.

HONORABLE

IN RE THE MATTER OF

AND

JUDGE

MINUTE ENTRY

The Court has reviewed Petitioner/Mother's Petition to Modify Legal Decision-Making (Legal Custody), Parenting Time and Child Support and her Motion for Post-Decree Temporary Order Without Notice for Modification of Legal Decision-Making/Legal Custody, Parenting Time and Order of Protection, both filed on

The Court just entered a final order in this matter on _____ awarding _____ Mother contingent upon her obtaining a psychiatric evaluation and showing compliance with a mental health treatment plan and recommendations. In her Motion for Temporary Orders, Mother claims that Father "is starving" the child by failing to give him _____ [the child] to _____

A.R.S. §25-411(A) precludes a party from filing a petition to modify less than after entry of final orders unless certain requirements are met:

A person shall not make a motion to modify a legal decision-making or parenting time decree earlier than _____ after its date, unless the court permits it to be made on the basis of affidavits that there is reason to believe the child's present environment may seriously endanger the child's physical, mental, moral or emotional health.

Mother supplied no medical records or letters from physicians supporting her claim that it is mandatory for the child _____. Rather, all that she provided were her own statements and a black and white copy of a photo which she claims shows that the child is _____

But no reasonable person could conclude by looking at a copy of the photo that the child is actually _____

THE COURT FINDS that Mother has failed to establish that there is reason to believe the child's present environment may seriously endanger his physical, mental, moral or emotional health.

IT IS THEREFORE ORDERED dismissing Petitioner/Mother's Petition to Modify Legal Decision-Making (Legal Custody), Parenting Time and Child Support and her Motion for Post-Decree Temporary Order Without Notice for Modification of Legal Decision-Making/Legal Custody, Parenting Time and Order of Protection.

IT IS FURTHER ORDERED entering final judgment pursuant to Rule 78(c), Arizona Rules of Family Law Procedure, as no further matters remain pending before the Court.

All parties representing themselves must keep the Court updated with address changes.
A form may be downloaded at:

Representing Self, without a Lawyer or Attorney for Petitioner

Explain what you want the Court to order. The Judge may grant, deny, or change your request (or "motion"). A ruling will be issued by "minute entry."

Here is the medical records per _____ request with my psych evaluation from _____ at _____ where I have been appointment and medication compliant since _____

_____ has NOT been to his PCP
_____ has NOT been to the dentist.
_____ has not been to the feeding specialist.
_____ has not provided medical insurance for _____

I included my clear and convincing evidence that lack of nutrition AKA malnutrition can cause death. My Boyfriend _____ became malnourished after we broke up and passed away in _____ I made _____ because it comes over the counter no doctor's prescription required.

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 WRITE A CLIENT REVIEW

CLIENT (2) PEER (3)

1.0/5.0 ★★☆☆☆ 2 reviews

Communication



Responsiveness



Quality of Service



Value for Money



Credentials

Position

Admission Details

Law School Attended

University Attended

Location Details

**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.**