

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 19-393

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace did not read her filings, made improper evidentiary rulings, was biased against her, and told her she was wasting his time.

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 that the judge treated an attorney differently than a self-represented litigant, and that the judge told the self-represented litigant she was “wasting the court’s time.” While this was improper under Rules 1.2, 2.2, 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 him to treat all parties in an equal manner and to be “patient, dignified, and courteous” with all parties.

Dated: May 19, 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 May 19, 2020.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2019-393

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.

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Judge [redacted] took the bench shortly after [redacted] on [redacted]. He did not read my answer. He later interrupted while I was testifying and said it was not there. I filed it with the court on the [redacted] of [redacted]. When cross examining the witness about their own exhibits it was irrelevant. Their document how is it not relevant he allowed them to enter it? He did not ask their attorney to show me any exhibits. When I tried to approach the witness with an exhibit the judge asked what is that and said irrelevant and told me to sit down. He also stated judge [redacted] had not filed and order the [redacted] of [redacted] giving them until [redacted] to release the footage of their allegations. Security from the apartment was there and said nothing about it being recorded over every [redacted]. The witness was not made to give her last name for ridiculous reasons. She was harassing me and I needed her last name for an injunction that a commissioner was awaiting. [redacted] I believe. Justice court judges hand injunctions out like tic tacs. Superior Court is different and the commissioner explained the problem with [redacted] unknown. The witness [redacted] perjured herself time and time again. She states she's the manager had no knowledge that the faucet was leaking for months. I had a photo of that faucet doing just that. If the judge had not stated it was irrelevant her entire testimony should have been impeached. My right to call the city. Arizona drought! Their own paper the cease and desist irrelevant. I wasn't slandering anyone. I spoke the truth if I was slandering I would have stopped. So apparently the piece of paper they handed me that the law states if its within 6 months from calling a government agency it's considered retaliation irrelevant. My stuff being in storage and having licensed pest control irrelevant. Brought up in [redacted] testimony stating the previous tenant never complained of roaches. The law states within 30 days of move in their problem. The whole building is ingested. People bring down 3 bags of garbage at a time. IRRELEVANT but she mentions it in her testimony. The emails that I was never shown where mostly about repairs, bugs, them harassing me. The neighbors music.. Fix things dont harass me, clean up your act. They banned me from the office so email was the only way I could confirm that they received things. My toilet was leaking in the apartment below. I know that this judge has a good standing with the bar but, they could say anything they wanted but me irrelevant. Then their attorney not the client makes the abhorrent statement she is harassing the health department. I did contact the supervisor and the supervisor assured me that was ludicrous they take the complaints very serious. She had the inspector contact me reiterating that was ludicrous. Their attorney represents his client. I'm allowed to contact him. The [redacted] notice stated criminal activity was me calling the police on my neighbors loud music and it was false judge never addresses them portraying me like the slew of felons I never knew I was living amongst. . I had the reports, recorded calls that they told her to turn it down. Irrelevant I was wasting the judges time. I then tell him I need until the weekend to move. I am disabled and so is my son. He gave me [redacted] beginning at [redacted] in the afternoon. Then attempts to explain a writ to me. I assure you I know what a writ is. I also know criminal, civil, family all governed by the civil rules of procedure so their attorney stating this is just eviction court or something along those lines is irrelevant. . What are your witnesses going to testify to the judge ask. How come he didn't have the same question for their witnesses. Well my witness for starters the loud music. Irrelevant and we will assume he doesnt see you cuss and yell. No I dont act like that and that's why I wanted to move. Your babbling. Not one thing that I brought up did he allow even if was based on their testimony or exhibit. She said I threw the cease and desist at her then put the second one back in the door. So safe to say the picture in my phone of those documents are legit and cc the district attorney and attorney general are legitimate as well. . The District

attorney told me to contact the attorney general in regards to their scare tactic. I had already filed a complaint regarding what I encountered and what was going on. Months of harrassment, being called a liar. stated I harrassed her that morning of the trial okay show the footage it hasn't been ; I attempt to remind her that when I first moved in she saw me drive a at the same time she was arriving. Irrelevant. Me explaining I'm leaving for work same time she arrives is not relevant. That morning I did attempt to take a photo of where she parked to prove it was in view of the camera. I never harrassed anyone. I had proof packages were delivered irrelevant. Your going to keep a ledger of my behavior but, not preserve the footage? Doesnt exist. They get away with appliances that catch on fire and stoves you shut off via the circuit breaker because they offer to terminate the tenants lease. This is so they avoid fixing anything and the truth. They sometimes switch apartments if you take your honest reviews and pictures down. I knew I was entitled to take half the rent for repairs. I was calling government agencies they had a reason to lie. I was only in the apartment still because on the I found out my died in Was new to me and so was the pain. I loved her dearly. I struggled with her death and my family not telling me. I told the judge that the result was the same my kid wont live in a felon, bug infested slum with fire hazards. I hope that you will review the recording and come to a fair conclusion. One of two things happened in that courtroom either the parties know each other outside the courtroom or this judge is mesmerized by sweet little oh me act. I say this because at the hearing on the their attorney said we need He tried to get the trial that same day by saying she was on her way. I'm sorry if the judge felt I should stop calling government agencies and not write honest reviews in exchange for a terminated lease. They were never going to give it to me. The first weekend I turned in an honest move in sheet I was called for slamming doors. I stood up for the kids who were afraid to go to the bathroom because roaches came out of the holes. When government entities become involved they have to spend money to fix things. They buy no parts they fixed my toilet by drilling a screw in it.. Their sister property leaked in the apartment below and the woman turned on her stove and was electrocuted. I sent an email when my toilet remained leaking into the apartment below asking if they were trying to electrocute and her baby. I was just in eviction court same scenario I slip and fall ask a handle be fixed come home to a 30 day notice that was really just My sons school paid for testing at the town hall I couldnt be out in the I am mentioning it because that judge let me speak, listened and rendered a fair decision. This judge wanted to make sure everything was irrelevant so if I did appeal I couldnt enter anything that wasnt used in the trial. He seemed bias argumentative and arrogant. I have been in a lot of courtrooms with a lot of different judges and the only time a superior court judge scolded me was when I thought he was done speaking as nd he wasn't. He said dont interrupt me again. Justified. This judge gave me so they can throw my stuff over the balcony because they are not responsible for broken, lost or damaged items. I intend to sue them in Superior Court spending on moving expenses to do it again in for an apartment on the you never agreed to. I did not accept this apartment as is. I didnt see it. You can have a counterclaim if it goes to trial. I have seen judges who preside over these matters mostly for non payment. I have heard them ask is there any other reason than financial hardship that you have not paid your rent. We dont get to say I lost my job. You lose and get a judgment impacting of your life. They get away with broken appliances, treating bed bugs with non licensed pest control. They use propane in a building the carbon monoxide made me ill when I was moving my stuff out until in the mmorning.this judge cut me off never

allowing me to defend myself. He couldn't have possibly read those emails. A nuisance admitted they tried contacting me. I made it very clear my integrity wasn't for sale. I avoided them because they want to tell you things like we don't want the water to scold you that's why it's not hot. Tell me what an injunction is and that I wasn't in court obtaining one that same day. Did the judge have a pressing engagement other than presiding in his court? Since I was moving until in the morning he wasted my time it was obvious he entered that courtroom not interested in anything I said. His job is to listen to both parties and render a fair decision based on facts. Not allowing facts is not fair. I have a great respect for law. I think it is unfair sometimes and that is why I left it many years ago. That does not mean that I did not come prepared to that courtroom. I had read the landlord tenant act was familiar with all relevant statutes the only thing I was unfamiliar with was a judge not letting me speak and treating me like I had no understanding of law. I beg to differ so does my college debt. I possess college degrees. I was in his courtroom that day for other rulings he was not rude nor did he cut off a woman who was using a broken A/C to defend herself. My life drastically changed in and in one moment I feared returning to my legal residence. That gave me a new understanding for the volunteer work I do for Rent is a source of income for landlords and it should be paid but, landlords are responsible for liveable conditions. They should be held accountable and when they fail to do so we should be released from our obligation. I could file a motion for reconsideration but, I would rather you review those proceedings. Make sure that this doesn't happen to someone else it impacts of their life in a nation where homelessness is a problem and shelters are full. I will file bankruptcy and they will not get one dime from me. An appeal would be moot because he allowed nothing. I might have lost in that courtroom but, I did not tell one lie. My demeanor was shock disbelief and disgust. Their don't come in the office hurt my sons grade. The judge implies I would call the attorney general, email the district attorney, teachers because I have a vendetta. My time is valuable as is everyone's. I would know where my sons glucose monitor is right now if I had not spent days preparing for that trial. I should have been packing. I know what a writ is I also know a judge has the authority to say I won't give you until the weekend but due to the disabilities you have I could not even hire movers at in the afternoon. I have

His caused my sons eyeglasses to be lost , I had His actions were unnecessary and unfair. The recordings will be ordered and the postal inspector will be contacted about my packages. I was issued a refund by on The item was now at a lower price so a refund had to be issued and the funds refunded. I'm sorry this just thought I should continue to let innocent children live with roaches and keep my mouth shut it was not his decision to make. I might have to deal with his judgment but, I didn't perjure myself or forge documents to win. I also won when I turned my keys in at in the morning in their slot. I have been in the courtroom on several occasions every type of court this judges behavior was not appropriate and appalling. He has a also inappropriate. This judge let a slumlord get away with these acts and on ' gave a to my former neighbor below me alleging she violated their Cease and Desist. She was never given one until the notice. Paying rent is our responsibility why is this judge not holding them responsible for bug free environments and fixing appliances? Judge also allowed this woman to not have to state her last name. I had injunction from a commissioner needing a last name. I would further harass her they were harassing me because I stood up to them. Now I have of

**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.**