

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 19-406

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Judge:

Complainant:

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**ORDER**

June 8, 2020

The Complainant alleged a superior court judge considered ex parte communications and improperly set aside a paternity judgment.

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 Louis Frank Dominguez did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on June 8, 2020.

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

**FOR OFFICE USE ONLY**

**2019-406**

**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.

on there was a hearing in regards to child support enforcement. Judge \_\_\_\_\_ was the presiding judge on the matter. This case has been ongoing since initially Judge \_\_\_\_\_ was the presiding judge, she has since moved to the \_\_\_\_\_ court. My child's father signed the birth certificate and acknowledgement of paternity in \_\_\_\_\_ when she was born. We split up in \_\_\_\_\_ The child support went to court since initially the order in \_\_\_\_\_ was at \$ \_\_\_\_\_ since my child's father was incarcerated when she was \_\_\_\_\_ old, this initial trial was to modify the order since he was released in \_\_\_\_\_ During this hearing my child's father initially denied her until I mentioned I wanted nothing from him. When I told this to Judge \_\_\_\_\_ this she informed me that he would be able to claim her on his taxes, and he stated she is his daughter. I informed her that I would like him to pay child support, since he does not work, is addicted to meth, and a alcoholic. He was ordered to pay \$ \_\_\_\_\_

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a month. Hagan tried to say she was not his. Judge

decreed that since paternity had been established  
He is her legal father. She also denied his application for  
a decree for DNA testing due to him incorrectly filing  
out the forms, and the fact paternity was established

in \_\_\_\_\_ in \_\_\_\_\_ with Judge \_\_\_\_\_ I was  
given sole custody, case No. \_\_\_\_\_

because after the 60 day timeframe he was given to  
do a DNA test he did not show complete one. Judge  
mentioned the Establishment judgement

So again paternity has been established by court order  
and the acknowledgement of paternity that he signed.

On \_\_\_\_\_ Judge \_\_\_\_\_ was given

documents by the respondent +

that were not filed, stamped, or submitted to the

Court, one being a typed letter  
with a written in date of \_\_\_\_\_ and a at home  
DNA test with results showing our child was not his.

He also claimed that he was denied a DNA test  
which is untrue. Judge \_\_\_\_\_ gave him

60 days to complete one and he did not( \_\_\_\_\_ ).

He also claims the documents were submitted to the

Court in [redacted] when in fact there were no court dates or hearings at that time until [redacted] when I started the child custody proceedings, and the documents were not stamped or filed by a clerk of the court.

Judge [redacted] went off my child's father's written in date. Also per my child's father's conditions of parole and his release he was not allowed around myself or my children due to previous domestic violence issues, so Judge [redacted] made a ruling off a home

DNA test that was not done with a sample from my child. My child's father claims that the test was done with mine and my child when in fact it is only [redacted] samples, also he seems to have forgotten he could not be around us. Judge [redacted] also

sites that a acknowledgement of paternity only assumes paternity, when in fact it establishes it.

Judge [redacted] modified my child's father's monthly child support amount to \$ [redacted] and cleaned the over \$ [redacted] in arrears. He then ordered another DNA test off of the presumption that her father was denied a DNA test. Since then I have filed to change judges, and also filed a motion to reconsider with the court referencing the fact that my child's father was denied nothing. I mailed a copy to my child's father certified mail and he

either will not or cannot be found to sign for it so I  
can show the court he received a copy of what I  
filed to the judge. Serving my child's father has been  
difficult in the past, at the right reverend hearing  
( ) I had to have him served via  
publication, rights were severed on that date. Judge  
assistant is adamant that all parties  
need a copy of all documents that go before  
the judge, yet Judge was given  
documents by my child's father that I did not have  
a copy of, or still cannot get a copy of, that were  
not stamped, dated by a clerk, filed or correctly submitted  
to make a court order, as well as using documents  
that are not admissible in court. He also overturned  
court orders that established paternity, and the acknowledgment  
of paternity that was signed in . and not forgot  
until when my child's father denied her duty having  
to pay child support. Judge has made  
a unethical ruling and has also committed judicial  
misconduct. He is refusing to acknowledge that he made  
a ruling off of false documents, and will not acknowledge  
that my child's father lied under oath. Judge  
used documents that had absolutely no validity  
or proof to over turn previous judgments. And his office  
has done nothing but hinder my attempts at proving  
this. He has proven himself as a biased judge. He has also  
proven he does not understand family law, and also

That he can act and make judgements above the law. He references that these documents with no proof of when submitted, and no proof of who actually was tested was "

"of my child's father not being her biological father. My child's father has never supported her, etc which is why I was able to get the termination completed. And the only reason why he appeared at this court date was because he was arrested for non payment of child support. Judge has no place on the county.

Respectfully