

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 19-409

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Judge:

Complainant:

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**ORDER**

April 1, 2020

The Complainant alleged a superior court judge has engaged in fraud, obstruction, and has harassed him in a civil action.

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 Michael J. Brown did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on April 1, 2020.

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

**FOR OFFICE USE ONLY**

2019-409

**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.

For his complaint,  
alleges that Plaintiff Court  
Commissioner violated  
Rule 81, Arizona Code of Judicial Conduct:  
Rule 1.1, Compliance with the Law  
Rule 2.2, Impartiality and Fairness  
Rule 2.3, Bias, Prejudice, and Harassment  
Rule 3.15, Responding to Judicial and Lawyer  
Misconduct

asserts that under US vs. Lanier,  
520 US 259 (1997) criminal and  
ethical violations have deprived him of  
his rights (see attached Clerk's minute entry  
dated and that it is presumed  
the Court is trying to abuse my  
child. see In re  
to decide appropriate sanctions for such  
violations.

argues that is violating  
the following statutes when "his office", see  
In re Phillips, 226 Ariz 112 (2010) (to better  
define accountability and sanctions), has

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*taken extreme measures to cancel out my docket:*

- *State vs. Krug, 96 Ariz 225 (1964)*  
*Perjury - ARS 13-2702 and ARS 13-2705*
- *Obstruction of Justice - ARS 13-2409*
- *Intimidance - ARS 13-2810*

*asserts, (see docket) that the complaint was properly served in accordance with the Arizona and Federal Rules of Civil Procedure, Rule 4, see also Barlage vs. Valentine, 210 Ariz 270 (2005), Brockmeyer vs. May, 383 F.3d 798 (2004), and Worrell vs. B.F. Goodrich Co., 845 F.2d 840 (1988), he argues that Court should be sanctioned pursuant to Rule 81, Rules of Judicial Conduct, and the Arizona Revised Statute for obstructing and/or interfering with a criminal investigation amounting to impartiality and judicial bias causing undue prejudice to the plaintiff,*

*pursuant to the complaint served properly but continues to harass and obstruct this proceeding, justifying judicial sanctions. (see also ARS 13-713)*

COURT OF  
COUNTY

CLERK OF THE COURT

HONORABLE

v.

MINUTE ENTRY

\_\_\_\_\_

\_\_\_\_\_

The Court reviewed a writ of execution submitted by plaintiff \_\_\_\_\_ dated \_\_\_\_\_  
The writ of execution seeks to levy against bank accounts held by \_\_\_\_\_ and \_\_\_\_\_

The Court will take no action on this request. Plaintiff does not have a judgment against the \_\_\_\_\_

Although plaintiff filed an application for entry of default judgment on \_\_\_\_\_ the Court will not take action on that request. The Court struck plaintiff's requested orders in separate rulings dated \_\_\_\_\_ and \_\_\_\_\_. Plaintiff must fully comply with Ariz. R. Civ. P. 4 (Service), 4.2 (Service outside of Arizona) and 55 (Default) prior to the Court acting on \_\_\_\_\_

COURT OF ARIZONA  
COUNTY

a motion for default judgment. Until plaintiff files a proper affidavit of service and a proper application for entry of default, no default judgment will be granted against any defendants.

Although defendants have not appeared in this case, the Court is copying them with a copy of this order at the mailing address shown on plaintiff's motion.

***IN PROPRIA PERSONA EXPECTATIONS***

**Expectations of a party not represented by an attorney.** The law requires this Court to hold all persons representing themselves to the same standard as a licensed attorney. This means that the parties should familiarize themselves with the Arizona Rules of Civil Procedure. You can find them at:

<https://www.azcourts.gov/rules/Recent-Amendments/Rules-of-Civil-Procedure>

or

<https://govt.westlaw.com/azrules/>

If you are not represented by an attorney you must contact this division immediately and give us a current address, telephone number, and email address. If your address, phone number, or email address changes in the future, you must file a notice of change of address/phone number/email address. That form can be downloaded at no charge from the following website:

Please note that only a licensed attorney may represent a corporation, LLC, or similar business entity in the Court.

**Filing documents.** After the complaint or petition is served, the parties have to file subsequent documents with the Clerk of the Court. It is the Clerk's job to keep an independent record of everything that happens at the court. Please pay particular attention to Rule 5, which tells you how to get your filed documents to the other party, to the Clerk of the Court and to the Court.

If you want to file papers with the Clerk of the Court by mail, please send them to:

Clerk of the Court's Office  
Civil File Counter

COURT OF ARIZONA  
COUNTY

The clerk's guidelines for filing by mail can be found at:

**Requests to the Court.** Before the judge can consider anything you send him, you must show him that you have given a copy of your request:

1. To the Clerk of the Court. The Court cannot act on a document that has not been made a part of that record; and
2. To every other party involved in the case. This is so all parties have a fair chance to tell the judge what they think before he makes a decision.

If you want the judge to consider something you send him, you must file the original document with the Clerk of the Court, email, mail or deliver a copy directly to this division (that is, to the judge, using his specific courtroom address)

Email:

and email, mail or deliver a copy to all opposing parties.

**Proof that a document was delivered.** Rule 5(c)(3) requires the sending party to provide a certificate of delivery of a case-related document. At the end of each document or in a separate certificate, include the information substantially as follows:

*A copy has been or will be mailed/emailed/hand-delivered [select one] on [insert date]*

to:

*[Name of opposing party or attorney]*

*[Address of opposing party or attorney]*

If a party is represented by an attorney, you must send or deliver the copy to the attorney, not to the party.

**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.**