

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 20-030

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Judge:

Complainant:

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**ORDER**

April 24, 2020

The Complainant alleged a superior court commissioner ignored evidence, relied on inadmissible evidence, and entered biased orders in a family court 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).

Copies of this order were distributed to all appropriate persons on April 24, 2020.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**2020 - 030**

**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.

\*\*\*Judge ignored all witness statements, letters of reference/support, documents, videos, reports, emails, texts and receipts. "The totality of evidence" for the Respondent was ignored in this case in every way. Judge used any information presented by the Petitioner to use against Respondent even when there was evidence to the opposite. In one instance I submitted text from the Petitioner, Judge Stated "Maybe that's not what she meant" instead of reading the text word for word in context. Judge

\*-Judge had the Divorce Decree written in such a way that is one sided and only favors the Petitioner, leaving the Respondent open to have to adhere to ruling/orders that if not obeyed can be further sanctioned, even criminally by the court. The Petitioner has used this information to manipulate, overwhelm, defame and harass the Respondent so that he can/will not go back to court to file motions against the Petitioner for not complying with the same courts orders. In a text to the Respondent from the Petitioner, the Petitioner boasts about Judges bias against the Respondent stating "She's a big fan of yours... Good Luck".

\*-Judge allowed the Respondent to make unproven statements, submit evidence that was not signed/dated, evidence that was dated before the divorce was filed. Any statement or evidence in the divorce that was presented by the respondent was denied admission or was ignored, while giving preference to the Petitioner. In one hearing Judge reminded the Petitioner about a topic she wanted to bring up to the court; in many situations Judge lead the witness in here statements and responses. During the Divorce Trial and hearings, Judge allowed every submission of evidence from the Petitioner, when the Respondent was requesting it not be submitted and why it should not be. Judge was very selective in what the Respondent was allowed to submit and ignored most of the evidence from the Respondent that was submitted.

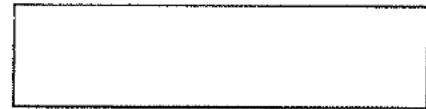
\*-Judge stated I was a "vexatious litigant" for filing pleadings, many not in good faith or based in law or fact. The motions I filed were based in law and fact and Judge ignored them and the evidence attached. More bias.

\*-Judge claimed there was no evidence of Domestic Violence in the Divorce decree; Judge purposely ignored police reports of domestic abuse, ignored reports from about abuse of my son (sent by the school counselor at medical and hospital reports. When I complained, Judge said she would consider this as illustrative evidence only. At one point The Petitioner claimed I had called to make her look bad, I submitted a report to the court Counselor Had called per state law. Judge ignored this

\*-Judge used bias against me when she unlawfully removed me from my home, the Petitioner moved out of our marital home of her own free will on Judge issued an order for me to move out of my home where I lived with my sons and dogs. Judge ordered the dogs to stay in the marital home, hence my dogs were taken from me in reprisal. I was also ordered to reimburse the Petitioner her living expense/housing costs while she was out of the home. The Petitioner claims I was damaging the home but had hot water lines reinstalled, a tree and rood repaired and floors were almost completed being restored.

\*-My teenage boys all wrote out there wishes as to whom they would like to live with, when I submitted the documents to Judge her response was "Oh no, we don't do that" and ignored where my and yo wanted to live.

\*-Judge has disciplined the Respondent with approx. in penalties based on the word of the Petitioner or unlawful evidence, this was placed against the equity in the marital home based on allowing the Petitioner to submit claims about undocumented loans, insurance work done, other pay offs on the home, "joint" accounts in collections the Judge allows the Petitioner to claim ignorance of these lawful contract accounts and has penalize only the Respondent for all costs, refunds and fees.



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- \*-Judge \_\_\_\_\_ used bias against me in that every motion I filed was denied, except the motion for legal fees that she denied in the courtroom.
- \*-Judge \_\_\_\_\_ previous Judge on the Case, ordered my wife (Petitioner) to pay 1/2 of my children's school fees, utilities and etc. With Judge \_\_\_\_\_ I filed several motions of contempt, on \_\_\_\_\_ Judge \_\_\_\_\_ asked me, while I was on the stand "Do you really want me to find her in-contempt because she does not want to pay these"? I relied "YES". The motion was denied and no attempt to enforce a court order was ever made against the Petitioner. More Bias.
- \*-Judge \_\_\_\_\_ was biased against me using my most recent pay increase at work \_\_\_\_\_ while using the Petitioner pay from before she filed for divorce, from approximately a year earlier and almost \_\_\_\_\_ different then her income at the time of the divorce decree signing.
- \*-Judge \_\_\_\_\_ unlawfully gave the Petitioner the majority stake in all assets, there was no equitable division of the home, retirement plans or student loans. The petitioner was awarded numerous monetary awards set in place to penalize me for events etcetera that I had witnesses or evidence of and was not allowed to present it. The petitioner would claim she game loans with no loan or actual proof and it was added into fines along with other monetary awards used in reprisal against me. Judge \_\_\_\_\_ never looked at why I requested Spousal support or the documentation I provided as to why.
- \*-On several occasions Judge \_\_\_\_\_ was biased and attempted to criminally entrap me. In the course of testimony Judge \_\_\_\_\_ would continuously threaten me with incarceration if I perjured myself. In one instance I was directed to answer a question that my only option was to admit to I crime I did not commit or perjure myself.
- \*-Judge \_\_\_\_\_ denied my motion to enforce the court rules of having all evidence delivered \_\_\_\_\_ days before a hearing along with having the Petitioners use of Certificate of Service. I complained that the Petitioner was not giving me evidence before hearings or in a timely \_\_\_\_\_ manner. Judge \_\_\_\_\_ allowed the Petitioner to state all the evidence she received from me was empty. ?? At a hearing on May 7, 2019, I introduced 15+ Certificates of Service as evidence, Judge \_\_\_\_\_ told the Petitioner to look at the evidence and that she (Judge \_\_\_\_\_ knows the petitioner did not receive the documents/evidence even though I had signed returned receipts and USPS tracking signed by the Petitioner.
- \*-In the divorce decree Judge \_\_\_\_\_ isted my creditors, bank accounts and finances in two sections...this is seen by the public. Judge \_\_\_\_\_ did not list the petitioner bank, personal or financial information. I believe this was direct reprisal against me by Judge \_\_\_\_\_
- \*-The Respondent forgot and did not know to add his i \_\_\_\_\_, which the respondent has no access to or control over until retirement. Judge \_\_\_\_\_ Claimed since the Respondent did not list this account the Petitioner would get \_\_\_\_\_ of the account if the \_\_\_\_\_ account was part of the retirement plan.
- \*-I believe that the Petitioner may have had contact with Judge \_\_\_\_\_ outside of the courtroom, submissions thru the Clerks office, information (docs/evidence) that was discussed that were not available/recorded on the court records by the Clerks Office.

\*\*\* Please see the Page 4 and Page5 attached (Word Document).

Name: \_\_\_\_\_

Judge's Name:

-During the very first hearing with Judge \_\_\_\_\_ I attempted to bring up a conflict of interest, I was in a personal relationship with someone whose ex-husband was recently Judge \_\_\_\_\_ client (and she recused herself from that case as a Judge just weeks before my first hearing and request with her) in their divorce and legal proceedings. The person I was seeing, I also was friends with the attorney she used in her divorce proceedings, all \_\_\_\_\_ of our kids are on the same lacrosse team. I had planned to use both individuals as personal character witnesses in my divorce. When I attempted to bring up the conflict at the end of the first hearing, Judge \_\_\_\_\_ snapped at me and said the case was adjourned and that I needed to contact an attorney for legal advice. I did contact an attorney who advised me motion for legal fees. Judge \_\_\_\_\_ denied my motion for legal fees in the courtroom, my ex was making \_\_\_\_\_ (per her statement to Judge \_\_\_\_\_ I at her position while I only made approx. \_\_\_\_\_ the year before in my law enforcement job. Judge \_\_\_\_\_ Took the word of the Petitioner. I then filed a motion for change of judge for cause, this was sent to a judge for review who (paraphrase) said judges are fair and unbiased and I already missed the deadline for a Motion for Cause. I missed the motion date because I was told to seek legal advice and she could have heard my issue in the courtroom. I believe this motion got the judge even more upset with me. Denying my request for funds from the petitioner allowed the petitioner to seek legal advice outside of the courtroom from an attorney while I have no legal representation or funds to provide for one. I believe this motion upset and created an unfair dislike from Judge \_\_\_\_\_ when the Respondent wanted was equal divorce proceedings.

-Judge \_\_\_\_\_ stated in Divorce Decree, THE COURTS FINDS that the husband has been unreasonable in his position. This language and the bias by Judge \_\_\_\_\_ in her preferential treatment of the Petitioner over the Respondent was continuously used in the Divorce Decree as to why the Petitioner got all legal decision-making Authority and full custody of the children. In every way the Petitioner lied and manipulated the facts presented before the court, Judge \_\_\_\_\_ allowed this information that she (Judge Pratte used in her decisions). Judge \_\_\_\_\_ wrote in the Divorce Decree that I harassed, threatened, followed etcetera the Petitioner...based on the Petitioners' words alone and documents that were not factual or lawful. The Respondents evidence to refute such claims were ignored by Judge \_\_\_\_\_

-Judge \_\_\_\_\_ allowed the Petitioner to dictate the court calendar. In the Petitioner's court comments and motions, she ( \_\_\_\_\_ would claim the Respondent was purposely extending the length of the divorce. The Petitioner claimed that the Respondent lied when asking the court for an extension and instead of showing up for court, took "our son cross country for a lacrosse tournament". The Respondent presented Judge \_\_\_\_\_ with evidence showing that Judge \_\_\_\_\_ had extended the calendar based on received documents from the US Department of Justice as the Respondent was a \_\_\_\_\_ and was subject to rules at work for the training Calendar and during the \_\_\_\_\_ federal government shutdown. The Respondent sent Judge \_\_\_\_\_ documentation from his employer that was valid in requesting an extension as the date of the government shutdown completion was unknown. The Respondent did take his son to \_\_\_\_\_ for a lacrosse tournament that started on a \_\_\_\_\_ morning going thru to \_\_\_\_\_ afternoon, leaving \_\_\_\_\_ afternoon returning home \_\_\_\_\_ night and in no way violating the courts calendar or an extension of the divorce itself. Judge \_\_\_\_\_ refused to hear or see the Respondents evidence to the Petitioners claims. More bias.

**Name:**

**Judge's Name:**

-Judge [redacted] refused to accept evidence from the Respondent that the dates and times of the hearings was in conflict with the Respondents Job. The Respondent submitted evidence of discipline for having to attend the court hearings. Judge [redacted] refused to make any exception for the Respondent, only the Petitioner got favor. The Respondent had requested a Restraining order to keep [redacted] who was dating the Petitioner away from him. The request for a Restraining Order was taken over by Judge [redacted] who schedule the case during the Respondents work hours, the respondent had to call into the court from work and had no way to show injuries, medical bills, photos or police reports over the phone...Judge [redacted] dismissed the Restraining Order.

-The Respondent requested an emergency hearing that was heard before Judge [redacted] on [redacted]. The respondent demonstrated that the Petitioner while out of the household was not helping to take of the children or their needs, pay bills, was threatening to not assist in paying the mortgage while making threats and harassing statements to the Respondent. The Respondent asked the Judge to implement the use of [redacted] for the parties to communicate. Judge [redacted] has the Respondent using the [redacted] application to communicate while the Petitioner calls, texts, emails and harasses the Respondent. This is biased and should have been applied to both parties.

-I feel that Judge [redacted] was biased against me from the very first court hearing she presided over until the divorce decree was signed. As the judge overseeing this divorce, Judge [redacted] treated me differently as the Respondent in this case than she treated my ex-wife and Petitioner. It is my belief and understanding that information about an issue that occurred, due to error (A law enforcement security issue in the building) on the date of the mediation and information was given to Judge [redacted] and the courtroom staff, in which Judge [redacted] made up a biased or prejudicial opinion about me before she met me; This opinion caused Judge [redacted] to throw out rules and laws in the Family Law case. I was treated differently, more like a criminal with more law enforcement staff and security requested to be present in our hearings or any court calendared activity than I experienced with the previous Judge [redacted]. I believe that Judge [redacted] had and still has a personal vendetta against, by purposely ignoring court rules and law in this case in order to gain reprisal over me and in some way gave an unfair and unequitable advantage to the Petitioner. I could not get a fair hearing or trial from Judge [redacted].

The Respondent [redacted] has not been treated equally while under the oversight of the court, the Respondent has the same rights and all judges should proceed with the same levels of discretion and impartiality.

State of Arizona: *Arizona Code of Judicial Conduct, Rule 81, Canon 2*

RULE 2.2. Impartiality and Fairness

RULE 2.3. Bias, Prejudice, and Harassment

I am afraid of Judge [redacted] the levels of prejudice and bias I received while this Judge oversaw my case was unprecedented. As a law enforcement officer, I have always believed in the equitable and fairness of the court, after this experience I have lost all hope in our legal system.

I have only seen my [redacted] times for less than [redacted] hours and [redacted] sleepover since I was forced by Judge [redacted] to move out of my home on [redacted]. The divorce decree has me with my son from [redacted] every other week. This has not happened. My ex wife the Petitioner refuses to bring my son to see me, she (Petitioner) states that she can't make him see me. If this was happening in the opposite, my ex would return to court I would be threatened with jail or worse by Judge [redacted]. I filed a motion to enforce with the court Appeals Court (Arizona Division 2) to enforce my parental rights...I was advised by the Appeals court to file a motion in Superior Court my appeals case is now at Issue.

I am afraid to deal with Judge [redacted] in court, no matter what I say or present she ignores it. Judge [redacted] ignores the law and accommodates the Petitioner. No matter what claim is made by the Petitioner it is law as Judge [redacted] see it.

I requested that the court have both parties use " [redacted] I was getting nasty and out of control texts by the petitioner. Judge [redacted] ordered that into motion, the Petitioner refused to sign up and waited almost [redacted] months after Judge [redacted] uled for us to use this format. In [redacted] my ex and her "significant other" were crank calling me, when I texts to have them stop I was threatened back by text that she would take this to Judge [redacted] and that the "Judge was a big fan of yours"...admission that Judge [redacted] is biased against me and this is used against me (Please see the attached texts).

The Respondent filed an appeal, I hope that will get me a retrial as I was treated with much bias and distain by Judge [redacted]. I only wanted all to be fair and equitable. I am submitting this claim now as I

**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.**