

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 20-072

Judge:

Complainant:

ORDER

June 25, 2020

The Complainant alleged that a superior court commissioner improperly prevented her from representing a party pursuant to a power of attorney in a family court matter.

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 June 25, 2020.

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

20-072

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.

CONFIDENTIAL

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

RE: COMPLAINT AGAINST _____ COUNTY COURT JUDGE
CASE NO: _____ - HEARING ON _____

To Honorable Commission Members:

I, _____ (hereafter _____, bring this formal complaint against Judge _____ of _____ County Court, assigned to Case Number: _____ a Family Law matter for Modification of Child Support, on this _____

I affirm, under penalty of perjury, that the foregoing information and the allegations contained in the attached complaint are true.

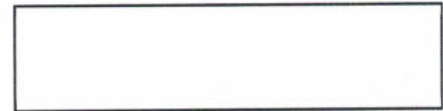
WHAT I BELIEVE JUDGE _____ DID THAT CONSTITUTES JUDICIAL MISCONDUCT VIOLATION OF POA (POWER OF ATTORNEY) RIGHTS AND ADA ACT DISABILITIES RIGHTS. UNDER ARIZONA SUPREME COURT RULE 81, RULES OF THE SUPREME COURT: RULE 1.1 " COMPLIANCE WITH THE LAW " ; RULE 2.2. " IMPARTIALITY AND FAIRNESS " ; RULE 2.3 " BIAS, PREJUDICE, AND HARASSMENT " ; RULE 2.6 " ENSURING THE RIGHT TO BE HEARD "

I, _____ on _____ was heard at the hearing by Judge _____ to be allowed to be Heard and Testify come _____ telephonic court hearing procedures. With that being stated, I also submitted Power of Attorney to represent _____ as well. Power of Attorney was filed and accepted.

On _____ I, _____ called in @ _____ pm to be connected/transferred to represent _____ and was denied by the Judge _____ and _____ to be part of the Hearing. This is unlawful and violation of my Power of Attorney rights, not only that, Judge _____ on record stated on _____ that I, _____ would be Heard and be able to Testify against _____ on _____ telephonic Hearing.

The actions taken on _____ by _____ and _____ denying my POA rights under: RULE 1.1 " Compliance with the Law " ; RULE 2.2. " Impartiality and Fairness " RULE 2.6 " Ensuring the Right to be Heard " Resulting in poor representation of _____ case, resulting in Child Support Modification dismiss/closed due to unfair trial, not allowing I, _____ with Power of Attorney to represent, speak and submit proper financial documents or object/interject to opposing respondent in support of _____ case. _____ was denied accommodation for his VA (Veteran Affairs) disabilities _____ which he had trouble hearing throughout the trial on _____

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during the hearing was in need of my assistance throughout the entire trial. Because I, was denied POA to assist Mr. during trial, I had to implement a way to help assist him, by tapping his shoulder when to interject or object to the opposing party or judge rulings. had to ask me several times during the Hearing to clarify what the Judge or the opposing attorney stated or asked. Which was hard for me as well to clarify for asked Judge several times to repeat what she stated, because he could not hear. Judge made a comment stating to the affect should have made accommodations if he could not hear. Judge violated RULE 1.1 " COMPLIANCE WITH THE LAW " ; RULE 2.2. " IMPARTIALITY AND FAIRNESS " ; RULE 2.3 " BIAS, PREJUDICE, AND HARASSMENT " ; RULE 2.6 " ENSURING THE RIGHT TO BE HEARD " . During the Hearing on the it was clearly stated by Judge that was irrelevant, and that ' s why the court could not provide accommodation. Even though submitted VA verification, a breakdown of his disabilities provided by the VA Hospital, Judge still denied of his VA Disability rights during the court hearing. By denying I, POA rights, was not represented in court properly, and was being accused of lying from the opposing party Attorneys that Mr. Chavez is allegedly claiming he has disabilities, slandering falsifying information, stating false allegations regarding finances and VA Disabilities. Creating a bias, prejudice, and harassment during the hearing on

Judge did not handle case properly and was not accommodating or sincere regarding VA disabilities. Allowin to subjected to a bias, prejudice, and harassment during the hearing on If I, was not revoked my rights as POA and Mr. was given accommodations for his VA Disabilities on Hearing, Mr. would have been properly represented and Modification would have not been dismissed. served his service and sacrifice for our Freedom, should not be subjected to slandering of his Name and his Disabilities. This is unsat how a Marine Veteran was mistreated in County Court on denying his rights as VA verified Disabled Veteran.