

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 20-136

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Judges:

Complainant:

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**ORDER**

August 20, 2020

The Complainant alleged multiple judicial officers were biased against her and failed to abide by the Americans with Disabilities Act (ADA).

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 members Colleen E. Concannon and Louis Frank Dominguez did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on August 20, 2020.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**2020 - 136**

**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.

I am a \_\_\_\_\_ American disabled physically and mentally adult. The court was made aware of my conditions and hospitalizations. I have had \_\_\_\_\_ cases in this court over the course of \_\_\_\_\_. In \_\_\_\_\_ of the \_\_\_\_\_ cases I have concluded there has been a major element of bias and misconduct and ADA violations. This complaint focuses on the most recent case and the following issues .

Based on Rule 2.3

During trial the Judge Constantly interrupted finishing my sentences and questions for me when questioning the defendant. Losing his patience while either prediciting what I am asking and assuming relevance. Publicly stated often his impatience. Based his decisions on using the wrong complaint form. He stated his assistance that he was giving was overstepping and violation of court procedure.

Also note that upon arrival I told Judge I was just released from the hospital that \_\_\_\_\_ I was victim of attempted car jacking. Beat up by \_\_\_\_\_ individuals. Trial proceeded anyway.

Defendant, for the first time responding to anything I have requested, sent discovery the \_\_\_\_\_ before trial. The other \_\_\_\_\_ defendents wre dismissed per motions filed and responded to promptly before any discovery exchanged.

Plaintiffs motions were never answered in a timely fashion. Important motions were not addressed until \_\_\_\_\_ week before trial with the responses never received in time of trial. Leaving no preparation time.

\_\_\_\_\_ before trial I could not get any help or responses from court staff because the clerk on the case was on vacation. I was told I would have to wait for their return. No motions were answered until trial week. Other attempts to file or ask questions has led the staff to complain to me ie. they don't get paid overtime so to hurry or they have no knowledge to help. Rarely courteous to me and dismissive. This court did not enforce any actions and due dates of the defendants. As plaintiff I was pretty much ignored along with my medical/mental limitations nd motions.

Based on Rule 2.3 C & D

\_\_\_\_\_ berated, belittled and cursed me out in the hall during preliminary hearing. He refused to answer questions and made claims of wasting is time, getting rid of me quickly. He refused service of any documents and protection order. I have been cursed by email and refuse contact or request. Although hospitalized again, this court quickly recived and approved Summary Judgement although nothing addressed, no discovery and no acceptance of any Plaintiff motions or request.

At the preliminary hearing the judge, clerk and \_\_\_\_\_ spent a lengthy amount of time serving me an order of protection defendant filed in \_\_\_\_\_ Not only was this expired, false information and

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nothing to do with my trial; the judge, attorney and clerk harrassed, berated and served me. All treating me negatively and threatening me if I did not sign. These same individuals used court time for their own discussions, not including me. They also refused to accept service of the protection orders I wanted to serve. This led to the defendant being treated as protected and keep separated not allowing me questions. Motions regarding situation ignored.

This preliminary hearing served defendants, encouraed evasive behaviours and did not for one second address this case, discovery, settlement or complaint. I had to go to Superior Court which quickly quashed the Protective Order this court spent my time on, instead of my case.

The right to be heard is an essential component of a fair and impartial system of justice. Substantive rights of litigants can be protected only if procedures protecting the right to be heard are observed.

(B) A judge shall be patient, dignified, and courteous to litigants, jurors, witnesses, lawyers, court staff, court officials, and others with whom the judge deals in an official capacity, and shall require similar conduct of lawyers, court staff, court officials, and others subject to the judge ' s direction and control.

**RULE 2.10. Judicial Statements on Pending and Impending Cases**

(A) A judge shall not make any public statement that might reasonably be expected to affect the outcome or impair the fairness of a matter pending or impending in any court, or make any nonpublic statement that might substantially interfere with a fair trial or hearing.

(B) A judge shall not, in connection with cases, controversies, or issues that are likely to come before the court, make pledges, promises, or commitments that are inconsistent with the impartial performance of the adjudicative duties of judicial office.

(C) A judge shall require court staff, court officials, and others subject to the judge ' s direction and control to refrain from making statements that the judge would be prohibited from making by paragraphs (A) and (B).

1. A judge is responsible for his or her own conduct and for the conduct of others, such as staff, when those persons are acting at the judges direction or control. A judge may not direct court personnel to engage in conduct on the judge ' s behalf or as the judge ' s representative when such conduct would violate the code if undertaken by the judge.

This court failed miserably and then dismissed my case. Please review case hisory and requests. Justice was not even procedural recognized to ever have the proper way to be heard. This case needs to be reinstated and properly handled.

What disturbs me most is that this is only \_\_\_\_\_ of th \_\_\_\_\_ cases this court handled improperly and steered toward the bias, racist and unjust actions in my cases.