

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 20-142

Judge: Joe “Pep” Guzman

Complainant: Adriana Greisman

ORDER

The Complainant alleged a justice of the peace failed to timely rule on a protective order matter.

Judge Joe “Pep” Guzman presided over a contested order of protection hearing on February 10, 2020 and February 21, 2020, at which time, he took the matter under advisement. Judge Guzman failed to issue a ruling within 60 days, and he filed periodic certifications that he had no pending or undetermined cause for more than 60 days, although Complainant’s attorney had filed a written request for ruling on March 18, 2020. The ruling was finally issued on or about July 22, 2020, which was an unreasonable delay of approximately three months.

Judge Guzman’s conduct violated the following provisions of the Code of Judicial Conduct and Arizona law:

Rule 1.1, which states, “A judge shall comply with the law, including the Code of Judicial Conduct.”

Rule 1.2, which states, “A judge shall act at all times in a manner that promotes public confidence in the independence, integrity, and impartiality of the judiciary, and shall avoid impropriety and the appearance of impropriety.”

Rule 2.5(A), which states, “A judge shall perform judicial and administrative duties competently, diligently, and promptly.”

Article 2, Section 11 of the Arizona Constitution, which states, “Justice in all cases shall be administered openly, and without unnecessary delay.”

A.R.S. §11-424.02, which states, in part: “A justice of the peace . . . shall not receive his salary unless such justice either certifies that no cause before such justice remains pending and undetermined

for sixty days after it has been submitted for decision or there is submitted by the chief justice of the Arizona supreme court a certification that such justice of the peace has had a physical disability during the preceding sixty days or that good and sufficient cause exists to excuse the application of this section to particularly identified litigation then pending.

Accordingly, Judge Joe “Pep” Guzman is hereby publicly reprimanded for his conduct as described above and pursuant to Commission Rule 17(a). The record in this case, consisting of the complaint, the judicial officer’s response, and this order shall be made public as required by Commission Rule 9(a).

Dated: November 17, 2020

FOR THE COMMISSION

/s/ Louis Frank Dominguez

Hon. Louis Frank Dominguez
Commission Chair

Copies of this order were distributed to all appropriate persons on November 17, 2020.

20-142

COMPLAINT AGAINST A JUDGE

Name: Adriana Greisman Judge's Name: Joe Guzman

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 obtained an order of protection against Dave Wolf in January 2019 from the Agua Fria Justice Court, Maricopa County. Subsequently, the case referenced in this Complaint began when the Plaintiff Dave Wolf filed for an order of protection against me in May 2019, also in the Agua Fria Justice Court. Following a hearing before the Honorable Cheryl Brown on May 23, 2019, the court entered an order of protection against me.

In December 2019, I requested a hearing pursuant to Rule 38(a), Rules of Protective Order Procedure. Judge Guzman denied my request. On a Special Action in the Maricopa County Superior Court, Judge Douglas Gerlach ruled that I was entitled to a hearing and ordered that the Agua Fria Justice Court hold a hearing to determine whether the protective order against me should be continued, modified or revoked. Exhibit 1, Order of Judge Gerlach.

Following that order, Judge Guzman held a hearing which required two afternoons to complete on February 10 and February 21, 2020. Rule 38(h) of the Rules of Protective Order Procedure requires that the judicial officer is to state the basis for continuing, modifying or revoking the order "at the conclusion of the hearing." At the conclusion of the hearing on February 21, 2020, Judge Guzman stated that he was taking the matter under advisement and that he would issue a ruling within ten days.

After almost four weeks, Judge Guzman still had not ruled, so I had my attorney file a Request for Ruling on March 17, 2020. Exhibit 2. Since then, my attorney's office has called the Agua Fria Justice Court regularly every few days to request the status of the ruling. On April 2, 2020, Crystal Solorio, a legal advocate for victims of domestic violence, also contacted the court on my behalf. The court verified that Judge Guzman had the file on his desk and that the case was scheduled for review on April 7, 2020. Still, Judge Guzman has not ruled on the case. More than 60 days have passed since the hearing was completed on February 21. The court staff have not stated that Judge Guzman has been ill or incapacitated in any way.

The Agua Fria Justice Court has not provided any information regarding why no ruling has been made. The judge is aware that I am awaiting a ruling. The order of protection, which I do not believe to be legally justified, appears on my credit report and causes me great distress. I have paid my attorney thousands of dollars to get to this point, and Judge Guzman has destroyed my confidence in receiving fair treatment from the judicial system. Now I am afraid that the judge is waiting until after May 23, 2020, when the order of protection will expire, so he can determine that my request to have the order revoked is moot.

Judge Guzman has failed to rule promptly as required by Canon 3B(8), American Bar Association, Annotated Model Code of Judicial Conduct. His failure to rule within 60 days as required also prohibits Judge Guzman from receiving his salary pursuant to A.R.S. section 11-424.02(A). Please investigate this matter and discipline Judge Guzman accordingly.

EXHIBIT 1

JAN 22 2020 @ 3:30 PM

D. Tapia, Deputy

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ROWLEY CHAPMAN & BARNEY, LTD.
63 East Main Street, Suite 501
Mesa, Arizona 85201-7423
Telephone (480) 833-1113
Facsimile (480) 833-1114
Attorneys for the Plaintiff
Nathaniel H. Wadsworth, Esq. – SBN 024799
Email

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA**

ADRIANA GREISMAN,

Plaintiff,

v.

THE HONORABLE JOE GUZMAN,

Respondent Judge,

DAVID WOLF,

Real Party in Interest

} Case No.: LC2020-000007-001

[PROPOSED] JUDGMENT

The Court having reviewed the Verified Complaint for Special Action filed by Plaintiff Adriana Greisman (“Plaintiff”), the Objection thereto filed by Real Party In Interest David Wolf (“Defendant”), and upon stipulation of the Parties, the Court finds as follows:

This Court has special action jurisdiction over this matter pursuant to Arizona Constituion Art. 6 § 16 and A.R.S. § 12-124(A).

On May 23, 2019, the Agua Fria Justice Court in Case No. CC2019-092711, granted Defendant an Order of Protection against Plaintiff. The Order of Protection became effective when it was served on Plaintiff shortly after being issued.

Pursuant to A.R.S. § 13-3602(L), Plaintiff is entitled to one hearing on the

1 effective Order of Protection.

2 The Honorable Joe Guzman, Justice of the Peace of the Agua Fria Justice Court,
3 ~~abused his discretion when he~~ denied Plaintiff's request for a hearing on the Order of
4 Protection by the ruling dated December 19, 2019 (the "Ruling"). *That denial*
5 *erroneously overlooked what section 13-3602(L) requires.*
6 For the foregoing reasons,

7 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that the Ruling
8 denying Plaintiff a hearing is reversed;

9 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the Agua
10 Fria Justice Court shall hold a hearing to consider whether to continue, modify or revoke
11 the Order of Protection pursuant to the requirements of Rule 38, Arizona Rules of
12 Protective Order Procedure, and this case is referred ~~back~~ to the Agua Fria Justice Court
13 for further proceedings consistent with this ruling.

14 There being no just reason for delay, the Court expressly directs that this
15 Judgment be entered immediately upon execution on the date set forth below. This
16 Judgment is final and binding upon the parties.

17 DATED this 22 day of January, 2020

18 The Honorable Douglas Gerlach
19 Maricopa County Superior Court

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EXHIBIT 2

AGUA FRIA JUSTICE COURT

20 MAR 18 AM 9:14

1 **ROWLEY CHAPMAN & BARNEY, LTD.**
63 East Main Street, Suite 501
2 Mesa, Arizona 85201-7417
Telephone: (480) 833-1113
3 Facsimile: (480) 833-1114
Nathaniel H. Wadsworth – SBN 024799
4 wadsworth@azlegal.com
Attorneys for Defendant
5

6 **IN THE AGUA FRIA JUSTICE COURT OF THE STATE OF ARIZONA**
7 **IN AND FOR THE COUNTY OF MARICOPA**
8 **10420 W. Van Buren Street, Suite #101, Avondale, AZ 85323**

9 DAVID WOLF,

11 Plaintiff,

12 v.

13 ADRIANA GREISMAN,

15 Defendant.

Case No. CC2019092711000

REQUEST FOR RULING

18 Defendant Adriana Greisman hereby requests a ruling on the Order of Protection
19 Hearing held on February 10 and 21, 2020 before the Honorable Joe Guzman.

20 Rule 38(h), Rules of Protective Order Procedure, requires that the Court must state the
21 basis for continuing, modifying or revoking a protective order "at the conclusion of the
22 hearing." Following the hearing on February 21, the Court indicated that a ruling would be
23 issued within 10 days. The hearing concluded 25 days ago (17 court days) and the parties have
24 yet to receive a ruling.
25
26

From: adriana greisman
Subject: Re: Wolf v. Greisman, Agua Fria Justice Court
Date: August 13, 2020 at 11:53:50 AM MST
To: Deane Fields

I looked up when , from Judicial Conduced contacted me. She left a voice message at 3:03pm on 7/16/20. I called her back either that day or the next. I'd have to get a copy of my phone records in order to tell you when I called her back. Her phone # is

I'

On Aug 10, 2020, at 5:38 PM, Deane Fields

wrote:

Hello Adriana,

Please find attached the executed Minute Entry regarding the Ruling on the Request for Ruling in the *Wolf v. Greisman* matter. The Court ordered the Injunction Against Harassment issued against the defendant is affirmed and remains in effect.

Sincerely,

Dee Fields

Paralegal to Michael Wawro, Esq.

Rowley Chapman & Barney, Ltd.

The information transmitted by this e-mail is intended only for the addressee and may contain confidential and/or privileged material. Any interception, review, re-transmission, dissemination, or other use or taking of any action upon this information by persons or entities other than the intended recipient is prohibited by law and may subject them to criminal or civil liability. If you received this communication in error, please contact us immediately at (480) 833-1113, and delete the communication from all computers.

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CONFIDENTIAL

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

FOR OFFICE USE ONLY

COMPLAINT AGAINST A JUDGE

Name: Adriana Greisman Judge's Name: Joe Guzman

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Attorneys for the Plaintiff

4 **Nathaniel H. Wadsworth, Esq. – SRN 024799**

Email

5
6 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

7 **IN AND FOR THE COUNTY OF MARICOPA**

8 ADRIANA GREISMAN,

Plaintiff,

9 v.

10 THE HONORABLE JOE GUZMAN,

11 Respondent Judge,

12 DAVID WOLF,

13 Real Party in Interest

Case No.: LC2020-00007-001

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18 _____
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20 Maricopa County Superior Court
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EXHIBIT 2

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8 *Attorneys for Defendant*

AGUA FRIA JUSTICE COURT
20 MAR 18 AM 9:14

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11 **IN THE AGUA FRIA JUSTICE COURT OF THE STATE OF ARIZONA**
12 **IN AND FOR THE COUNTY OF MARICOPA**
13 **10420 W. Van Buren Street, Suite #101, Avondale, AZ 85323**

14 DAVID WOLF,

15 Plaintiff,

16 v.

17 ADRIANA GREISMAN,

18 Defendant.

Case No. CC2019092711000

REQUEST FOR RULING

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23 hearing." Following the hearing on February 21, the Court indicated that a ruling would be
24 issued within 10 days. The hearing concluded 25 days ago (17 court days) and the parties have
25 yet to receive a ruling.
26

September 2, 2020

As we discussed earlier this week, additional incidents need to be added to the complaint I filed in April against Judge Guzman from the Agua Fria Court. (BTW, Nathaniel Wadsworth has moved out of state so his colleague, Michael Wawro, of the same firm, has taken over my case & urged me to file an addendum to the complaint originally written by Nathaniel Wadsworth)

We initially spoke by phone on July 17th or 18th of 2020. At that time, I confirmed that Judge Guzman had not issued a ruling on my case (CC2019-092711000) as of the date we spoke. You indicated that the Judge would be notified shortly regarding the complaint against him. On August 10th, I was notified by my attorney's office via email that Judge Guzman had issued a ruling on July 22, 2020 & that the office had just received the ruling in that day's mail. There are several problems with this action by Judge Guzman:

1. The Order of Protection that this ruling referred to expired on May 23, 2020. (Hearings were held in January & February and a Motion requesting a ruling was filed by my attorney on March 18th)
2. The Judge ruled in July "the order against harassment issued against the defendant is affirmed and remains in effect."
3. An order against harassment was never issued
4. The order of protection that he was supposed to rule on had already expired in May
5. The ruling was mailed rather than emailed or faxed as all previous rulings, schedulings, etc. had been handled
6. The receipt of the ruling 20 days after issuance made it impossible for me to appeal the ruling inasmuch as the law requires me to file an appeal within 14 days of ruling issuance, thus depriving me of my constitutional rights
7. Receipt of this ruling more than 2 months since the expiration of the order of protection, with erroneous language (order against harassment) and ordering that an expired OOP remain in effect, required me to spend hundreds of additional dollars in legal bills just discussing/researching what further action, if any, would be needed

Just for the record, I'd like to provide additional background information:

- During the hearings in January & February, Judge Guzman commented that there was no evidence presented of my filing false police reports - the only complaint made in order for Mr Wolf to obtain the order of protection
- At the end of the February hearing, Judge Guzman commented to Mr Wolf's attorney, Christopher Rapp, that he (the judge) was an admirer & friend of Christopher Rapp's father (Edwin Rapp) - apparently a retired Maricopa County Judge. This presented a clear conflict of interest for which Judge Guzman should have recused himself.
- During the hearings, Judge Guzman enforced strict rules of evidence, thus not allowing hearsay evidence. According to my attorneys, this is extremely rare in an OOP hearing and this had not been done at the previous hearings on this case (preissuance on 5/23/19) or at the hearing after which my OOP against Mr Wolf was upheld (CC2019023304000 postissuance 1/31/19). This prevented me from discussing the fact that the police had requested that I file these reports any time Mr Wolf misbehaved in a manner that might be a violation of the OOP I had against Dave and told me that I was doing exactly what they wanted me to do. In discussing this with the various police officers, they indicated that they NEVER testify in non-criminal cases, thus making it impossible for them to testify as to what they told me & why. Judge Guzman also prevented me from discussing why I was terrified of Mr Wolf - evidence of my mental state based on his long history of domestic violence against myself and other women. At first, Judge Guzman said that the evidence of abuse documented in depositions from Mr Wolf's divorces were too old to be relevant. Then when I testified that I had actually recently spoken to some of the women who had been abused by Mr Wolf, including 2 of the 3 exwives and recent girlfriends, the Judge then prevented that evidence from being allowed based on hearsay. Therefore, the written depositions of the ex-

wife and Mr Wolf, as well as evidence of recent abuse, were not permitted to be entered. Of note, these had all been permitted at previous hearings and Judge Guzman had access to the transcripts and exhibits from previous hearings.

- Finally, all of these hearings/motions were necessary due to my inability to file an appeal to the original OOP issued on May 23, 2019 inasmuch as that was issued at the end of the day, the Thursday of a Memorial Day weekend. I spent the next day, Friday, discussing an appeal with my attorney (Ashley Donovan). She felt that I had an extremely strong case for appeal inasmuch as when queried for her legal reasoning behind the ruling, the Judge (Cheryl Braun) indicated that there was no evidence of false police reports, that I was following police orders to file the reports, and that she didn't have a legal reason for issuing the OOP. The judge stated that she just didn't like that Mr Wolf had restrictions placed on his movements while I did not & was using that as her reasoning for issuing the OOP. Unfortunately, Ashley Donovan indicated that she did not do appeals. She provided names of other attorneys that I might contact. I spent most of the remainder of Friday trying to reach the attorneys that had been recommended as well as other names that I was able to obtain. However, with it being a holiday weekend, none of the attorneys were available. I had a two-month road trip that had been planned back in December 2018 with Mr Wolf, with my departure scheduled for that Saturday of Memorial Day weekend. Inasmuch as I would be traveling to remote areas with minimal phone or internet service, it was impossible for me to file an appeal within the 14 days. I also would not have been able to work with an attorney to file the final papers on an appeal, which I was told would be due within 60 days - while I was still on my road trip.

At this point, I have lost all confidence in the Maricopa Justice Courts and Justices Guzman & Braun in particular. The erroneous rulings by Judge Guzman, delineated both in this letter & in the original complaint form, together with the months of delays in issuing his ruling compounded by the courts mailing a ruling rather than emailing or faxing it to my attorney in a timely fashion have resulted in my incurring thousands of dollars in additional legal fees, extreme emotional distress, and a violation of my constitutional right to file an appeal. I urge your office to take the strongest possible action against Judge Guzman.

Sincerely,

Adriana Greisman

DEF COPY

TRIAL COURTS OF ARIZONA IN MARICOPA COUNTY

Agua Fria Justice Court/AZ007073J/0714 10420 W. Van Buren St., Suite #101 Avondale, AZ 85323

ORDER OF PROTECTION

Case No. **CC2019092711000**
 Court ORI No. **AZ007073J**
 County **Maricopa** State **AZ**
 Former Case No. _____

PLAINTIFF

David **Wolf**
 First Middle Last

PLAINTIFF IDENTIFIERS

 Date of Birth of Plaintiff

v.

DEFENDANT

Adriana **Greisman**
 First Middle Last

Defendant/Plaintiff Relationship: We have or had a romantic or sexual relationship.
 Defendant's Address: _____

DEFENDANT IDENTIFIERS

| | | | | |
|--------------------|-------|---|----|----|
| SEX | RACE | DOB | HT | WT |
| | | | | |
| EYES | HAIR | <i>Arizona Prohibits Release of Social Security Numbers</i> | | |
| | | | | |
| DRIVER'S LICENSE # | STATE | EXP DATE | | |
| | AZ | | | |

ALIAS:

WARNINGS TO DEFENDANT: This Order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. § 2265). Crossing state, territorial or tribal boundaries to violate this Order may result in federal imprisonment (18 U.S.C. § 2262). As a result of this order, it may be unlawful for you to possess or purchase a firearm or ammunition pursuant to federal law under 18 U.S.C. § 922(g)(8) and/or state, tribal, territorial, or local law. If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney.

Only the Court in writing, can change this Order.

This Order is effective for one year from date of service. **VERIFY VALIDITY (call Holder of Record):**

County Sheriff's Office — (602) 876-1061

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter.

Additional warnings are set forth on the next page(s).

THE COURT, FINDING REASONABLE CAUSE to believe that Defendant may commit an act of domestic violence or has committed an act of domestic violence within the past year (or good cause exists to consider a longer period), HEREBY ORDERS:

NO CRIMES. Defendant shall not commit any crimes, including but not limited to harassment, stalking, or conduct involving the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily injury, against Plaintiff or Protected Person(s).

NO CONTACT. Defendant shall have no contact with Plaintiff except through attorneys, legal process, court hearings

DEF COPY

DEF COPY

Other The Defendant shall not approach the Plaintiff in public places or any of the Community areas of the Peace Creek Community. If the Plaintiff is present the Defendant shall not approach.

THE COURT FURTHER ORDERS:

PROTECTED LOCATIONS. Defendant shall not go to or near the Plaintiff's or other Protected Person's:

OTHER ORDERS.

5/23/2019

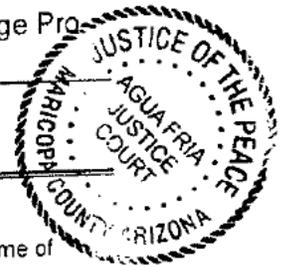
Date

Judicial Officer

Pro Tem

Cheryl A. Brown, Judge Pro Tem

Printed Name



WARNING:

This is an official Court Order. If you disobey this Order, you will be subject to arrest and prosecution for the crime of interfering with judicial proceedings and any other crime you may have committed in disobeying this Order.

ADDITIONAL WARNINGS TO DEFENDANT:

Violations of this Order should be reported to a law enforcement agency, not the court. Both parties must notify this Court if an action for dissolution (divorce), separation, annulment or paternity/maternity is filed. This is NOT a parenting time (visitation) or custody order. You must file those requests separately in Superior Court. If you disagree with this Order, you have the right to request a hearing which will be held within 5 to 10 business days after your written request has been filed in the Court that issued this Order. Nothing Plaintiff does can stop, change, or undo this Order without the Courts written approval. You must appear in Court to ask a judge to modify (change) or quash (dismiss) this Order. **Even if the Plaintiff initiates contact, you could be arrested and prosecuted for violating this protective order. If you do not want the Plaintiff to contact you, you have the right to request a protective order against the Plaintiff. However, orders are not automatically granted upon request. Legal requirements must be met.**

| | | |
|-------------------------|--|---|
| David Wolf Plaintiff | Adriana Greisman Defendant | Case No. CC2019092711 |
| Birth Date: _____ | Address _____ City, State, ZIP Code _____ | <div style="background-color: black; color: white; padding: 5px; text-align: center;"> This is <u>not</u> a court order. </div> <p style="text-align: center;"> PETITION for <input checked="" type="checkbox"/> Order of Protection <input type="checkbox"/> Injunction Against Harassment <input type="checkbox"/> Workplace Injunction </p> |

DIRECTIONS: Please read the Plaintiff's Guide Sheet before filling out this form.

1. Defendant/Plaintiff Relationship: Married now or in the past Live together now or lived together in the past,
 Child in common One of us pregnant by the other Related (parent, in-law, brother, sister or grandparent) Romantic or sexual relationship (current or previous) Dating but not a romantic or sexual relationship
 Other:

2. If checked, there is a pending action involving maternity, paternity, annulment, legal separation, dissolution, custody, parenting time or support in _____ county.

Case #: _____

3. Have you or the Defendant been charged or arrested for domestic violence OR requested a Protective Order?
 Yes No Not sure

If yes or not sure, explain:

4. I need a Court Order because: (PRINT both the dates and a brief description of what happened):
Date(s) Tell the judge what happened and why you need this order. A copy of this petition is provided to the defendant when the order is served.

5/8/2019 Before and after the OOP, here are the facts: - Dec 2018/Jan 2019: She wrote me that she hired a PI to investigate my past. She located an unsubstantiated divorce deposition from 19 years ago from my ex-wife and shared it with others as though it was fact. Defaming my character in the community of PebbleCreek. - Jan 2019: She emailed copies of the unsubstantiated deposition to the people in our community, falsely accusing me of a history of abuse, and falsely claiming that I was violent with a previous girlfriend (in the 1980s) and was jailed for a crime (which is false). These accusations are false and defaming. - Jan 2019: Sent me demanding emails asking for a \$20 prior gift to be returned and claiming it was her property. Then threatening to call the police after I ignored her repeated and harassing emails. - Jan and April 2019: Filed many false criminal accusations against me. All have been dismissed without charges filed by the Goodyear Police Department: - Falsely accused me of videotaping sex on iPad (iPads light up when they receive messages and notifications). - Falsely accused me of "email harassment," taking over her computer and "she was terrified" when, we were simply sharing a Google spreadsheet and had been doing so for over a week. She also claimed that she doesn't understand technology, when in fact she advertises herself as a semi-professional photographer that uses highly sophisticated computer software. She owns and operates an Apple Mac Professional laptop, Apple iPad, Apple iPhone and Apple Watch. She is very proficient in technology. -

Falsely accused me of damaging her patio furniture when she had a construction crew on site for weeks in that area. - Falsely accused me of throwing a manual at her foot when she admitted in email that I did not. - While the OOP was in effect, falsely accused me of having a friend speak to her on my behalf after the OOP was in-place; waiting over two months before reporting the false incident. The consequences would have been a criminal charge. - While the OOP was in effect, falsely accused me of harassing her by changing a club breakfast venue when, in fact, I was invited by these people to dine with them in a new location to help me feel safe. The consequences would have been a criminal charge. - 5/8/2019: She instructed someone to contact me on her behalf to perform technical work, even though I turned over all assets on or before January 8. This person emailed me on Sunday, 5/8 and then called me on Wednesday, 5/8. She has previously and falsely accused me regarding technical matters. I will ignore all such contacts. However, I'm afraid it is another attempt to accuse me of a crime. - During the relationship I became afraid of her when: - She told me that she is in charge of me more than once. - I observed her verbally attacking a service provider in an out-of-control manner. When I asked her to stop and speak rationally, she angrily told me that I was out of line. - She yelled on numerous occasions in November and December 2018. - During our relationship, she warned me that when I meet her two siblings and her mother, they will all ask me why I would want to be with her. I became frightened of what she might do.

Agua Fria Justice Court/AZ007073J/0714 10420 W. Van Buren St., Suite #101 Avondale, AZ 85323

5. The following persons should also be on this Order. As stated in number 4, the Defendant is a danger to them

6. Defendant should be ordered to stay away from these locations, at all times, even when I am not present

- Home:
- Work:
- School/Others:

7. If checked, because of the risk of harm, order the defendant NOT to possess firearms or ammunition.

8. If checked, order the Defendant to participate in domestic violence counseling or other counseling. This can be ordered only after a hearing of which Defendant had notice and an opportunity to participate.

9. Other: The Defendant shall not contact the Plaintiff. The Defendant shall not approach the Plaintiff in public places or any of the Community areas of the If the Plaintiff is present the Defendant shall not approach.;

Under penalty of perjury, I swear or affirm the above statements are true to the best of my knowledge, and I request an Order / Injunction granting relief as allowed by law.

Plaintiff

Attest: _____
Judicial Officer / Clerk / Notary

_____, 5/9/19
Date



Maricopa County Justice Courts, Arizona

Agua Fria Justice Court 10420 West Van Buren Street Ste 101, Avondale AZ 85323 602-372-8001

CASE NUMBER: CC2019092711 OP

DAVID WOLF

ADRIANA GREISMAN

Plaintiff(s) Name / Address / Email / Phone
CHRISTOPHER T RAPP

Defendant(s) Name / Address / Email / Phone
NATHANIEL HINCKLEY WADSWORTH

Attorney for Plaintiff (s) Name / Address / Email / Phone

Attorney for Defendant(s) Name / Address / Email / Phone

RULING ON MOTION

On this date 03/18/2020 the Plaintiff Defendant filed a motion requesting the following relief:
Request for ruling

The Plaintiff Defendant Did not file a responsive pleading
 Filed a response to the motion on this day _____

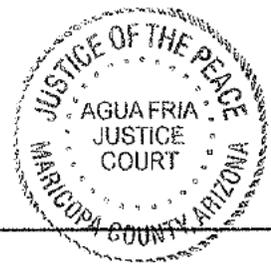
The Plaintiff Defendant Did not file a reply
 Filed a reply to the response on this day _____

The Court, has considered that which has been submitted by the parties
IT IS ORDERED Granting said motion Denying said motion

IT IS FURTHER ORDERED

The injunction against harassment issued against the defendant is affirmed and remains in effect. The record in this matter supports the legal and factual conclusion that defendant has committed a series of acts against plaintiff that under statute are described as legal harassment.

Date: 7/22/2020 /s/ Joe Guzman
Justice of the Peace



I CERTIFY that I delivered / mailed a copy of this document to:

Plaintiff at the above address Plaintiff's attorney Defendant at the above Address Defendant's attorney

Date: _____ By _____
Clerk

AGUA FRIA JUSTICE COURT, MARICOPA COUNTY, STATE OF ARIZONA
10420 West Van Buren Street, Suite One, Avondale, AZ 85323

Resp (Guzman)
2020-142
AUG 07 2020

August 7, 2020

Dear ,

Re: Response to Case number 20-142

Judge Joe Guzman has received a copy of the complaint filed by Adriana Greisman wherein she alleges the judge failed to make a ruling on her case within the 60 day time limit.

The case of David Wolf vs. Adriana Greisman (CC2019-092711) represents a situation where both litigants have mutual and effective Orders of Protection against one another. Adriana obtained an Order of Protection against David in January 2019, and David obtained an Order of Protection against Adriana in May 2019. They both reside in the same retirement community, enjoy the company of mutual friends and are active in various activities within the retirement community.

Judge Cheryl Brown presided over a lengthy (in excess of 2 hours) and drawn out Prior to Issuance Hearing in May 2019, after which the judge granted David Wolf an Order of Protection against Adriana. The Order of Protection was served upon Adriana shortly thereafter. In December 2019, Adriana through legal counsel requested a hearing on the Order of Protection. The Court concluded that a hearing on the matter already had taken place, and relied on the lengthy Prior to Issuance Hearing (May 2019) in denying the request for a hearing. On special action to the Superior Court of the State of Arizona in Maricopa County, it was ruled that Adriana is entitled to one hearing AFTER the issuance of the Order of Protection. That hearing took place on February 10 and 21, 2020; and, after more than four hours of testimony, the court took the matter under advisement.

The court entered a ruling sustaining the Order of Protection in the matter of Wolf vs. Greisman the week of July 20, 2020. The court understands its ruling is outside of the 60 day limit. The judge will make no excuses, and apologizes to all concerned for the delay.

Judge Joe Guzman

AGUA FRIA JUSTICE COURT, MARICOPA COUNTY, STATE OF ARIZONA
10420 West Van Buren Street, Suite 101, Avondale, AZ 85323

September 7, 2020

Re: Case Number 20-142

Dear _____ :

The following is Judge Guzman's response to your letter dated August 18, 2020.

Response to Question One.

The payroll certifications are given to the judge, signed, and then submitted by court staff in the ordinary course of business. It is unclear what date any of the payroll certifications submitted between April 21, 2020 and July 20, 2020, were signed by Judge Guzman. Judge Guzman can only rely on the date that appears on any of the certifications submitted during the time-period in question. The payroll certifications can be signed in a swift moment in time, meaning there is no designated day or time reserved for the purpose of signing the certifications. Most judges simply sign the certification and then move on to the next task. In this case, however, Judge Guzman has no independent recollection as to what particular date any of the payroll certifications submitted during this time-period were signed by the judge.

Judge Guzman accepts responsibility for signing the payroll certifications and adhering to the language contained therein.

Judge Guzman will be careful to read the language that appears on the payroll certification and apply it to any relevant matter submitted for a decision.

Response to Question Two:

Judge Guzman does not recall knowing that a ruling was overdue when any of the payroll certifications were signed. In other words, the judge did not sign the certifications knowing full well, and in that particular moment, that a matter submitted for a ruling had yet to be decided. The dueling harassment cases involving David Wolf and Adriana Greisman were not on the judge's mind when any of the payroll certifications were signed.

Response to Question Three:

No, Judge Guzman is unaware of any corrective measures to be taken at this point in time. The judge has not been in contact with the Chief Justice regarding this matter.

Response to Question Four:

The last six months have been challenging for all courts in Maricopa County, including the Agua Fria Justice Court. Some of these challenges have affected the way courts in the state of Arizona operate.

Since March 18, 2020, several administrative orders have been issued in response to the COVID-19 public health threat that changed court operations to ensure courts operate safely, and protect the health and safety of court employees, judicial officers and the general public. The numerous efforts the Maricopa County Justice Courts have taken to adhere to all pertinent administrative orders has been nothing short of exhausting. It is no exaggeration in stating that 110% of the justice courts collective conscience has been to concentrate on employee safety, modified court operations and utilizing available electronic means to carry out the function of the court. Efforts include, but are not limited to, the following:

Staffing Plan. Judges have been ordered to create a staffing plan. This may include dividing court employees into teams to prevent all or a substantial portion of court employees from becoming infected or requiring quarantine at the same time due to work-related contact. The Agua Fria Justice Court created a jump team that works from home and has no contact with court employees or is allowed in the court building. Of course, this required an analysis of which employee(s) is best suited to work from home and providing them with the necessary electronic equipment.

Physical Distancing. The court has adopted policies consistent with the administrative orders to ensure proper physical distancing inside the court building. This includes closing off certain areas in the courtroom and posting appropriate signage throughout the court facility.

In Person Proceedings. Pursuant to relevant administrative orders the court limits any required in-person proceedings to attorneys, parties, victims, witnesses, jurors, judicial officers and court employees. This is to protect the health and safety of court personnel and the general public.

Health Screening Protocol. A health screening protocol for judicial officers and court employees has been developed to detect COVID-19 –related symptoms consistent with recommendations by public health officials to prevent the spread of the virus. Also, the court installed sneeze guards in the courtroom and other pertinent areas to protect against the spread of the virus.

Use of Technology. The justice courts have enhanced their ability to utilize teleconferencing and video conferencing to handle proceedings. The effort was painstaking and laborious, but the justice courts managed to design a system that is efficient and protects the health and safety of all participants.

Most ex parte and contested hearings on orders of protection are being handled electronically.

The Agua Fria Justice Court has experienced a tremendous increase in the use of the telephone, fax and electronic mail to manage court business, ensure consistency with core constitutional rights, and protect the health and safety of court employees and the general public.

Changes to Court Procedures. Matters taken under advisement that require a ruling within 60 days usually do not appear on the Electronic Data Management System (EDMS). EDMS has replaced hard files for regular civil actions. It is the equivalent of the 'in basket' that administrators are accustomed to using in handling daily administrative matters. EDMS has a time calculator that helps calculate the 60-day time-period. Judges work on EDMS cases on a daily basis to avoid backlog and ensure a timely ruling on any matter submitted for a decision. Once the judge completes a review of the file it is re-routed to court personnel for further processing. The Agua Fria court will adopt the practice of placing any matter taken under advisement on the EDMS platform to ensure a timely decision.

Judges Weekly Forum. The justices of the peace meet each week to discuss current trends in court operations, administrative orders issued by superior court and supreme court, and review executive orders issued by the Governor of Arizona, and administrative orders and guidelines issued by county, state and federal agencies. Aside from superior and supreme court administrative orders, the most demanding on the courts have been executive orders relating to rental evictions.

The Governor's Executive Order (2020-14) signed on March 24, 2020, which directed all law enforcement personnel, including Constables, to delay the enforcement of the Writ of Restitution in eviction cases involving non-payment of rent placed a burden on the operation of the courts. The courts were placed in a position to not only modify procedures and practices, but also to be public information officers for attorneys, landlords, tenants and members of the general public seeking clarity from the executive order. Most, if not all, delinquent tenants believed that a landlord was prohibited from filing an eviction action for non-payment of rent. This was an erroneous position for tenants to take and the judge, court employees and court administration were all thrust into the role of public information officers. Moreover, most tenants believed they were no longer responsible for payment of rent. Again, this was an erroneous interpretation of the Governor's executive order that required correction by the judge, court employees and court administration. The justice court bench convened to develop a series of best practices to ensure compliance with the executive order.

Aside from maintaining pace with administrative orders, modifying or limiting court practices, and protecting the health and safety of court employees and judicial officers, Judge Guzman has . This was due to the outbreak of COVID-19 and Governor Ducey's order closing all schools. Beginning in March, 2020, the judge has taken personal time off . This time marked the beginning of distance teaching and online learning in the state of Arizona for students, parents, educators and school administrators. This meant schools went scrambling to create an electronic teaching model to offer their students. Of course, this was something new for most public schools and represented a move they were not prepared for. Not to mention the chaos this caused in households with school age children as parents and guardians prepared to help teach their children from home. And, of course, parents hit panic mode in search of a laptop or desk top computer for their child. We all know panic buying emptied the shelves of toilet paper earlier this year, but also it depleted the electronics needed by students to learn from home. Luckily, .
Anyways, the judge

The foregoing completes Judge Guzman's response.

Respectfully submitted,

Judge Joe Guzman

-----Original Message-----

From: Luis Guzman (MJC)

Sent: Wednesday, October 7, 2020 5:19 PM

To: Commission on Judicial Conduct <CommissionJudicialCo@courts.az.gov>

Cc: Luis Guzman

Subject: FW: Message from "RNP58387927C43B"

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Ms

The following is Judge Guzman's response to your letter dated September 16, 2020, regarding more allegations made by Adrianna Greisman.

Part A.

The July 22, 2020, ruling was made on the court's electronic data management system (EDMS). The request for judicial action appears on the judicial review page of the data system. After the judicial officer takes action on a matter appearing on the judicial review page, the judge clicks on the 'judicial review complete' button and the matter is electronically forwarded to court staff for further processing. Once the case is forwarded to court staff the judge takes no action on the matter as it no longer appears on the judicial review page.

The ruling was forwarded to court staff on July 22, 2020, for further processing. Court staff mailed a copy to the attorneys on July 30, 2020. A copy of the Certificate of Mailing completed by court staff is attached to this email. It is unknown what date the attorneys received their copies in the mail. It goes without saying, the judge does not handle the mail.

Part B.

On page One of Ms. Greisman's September 2, 2020, letter she states, "Judge Guzman commented to Mr. Wolf's attorney, Christopher Rapp, that he (the judge) was an admirer and friend of Christopher Rapp's father...". Christopher Rapp's father is a retired Superior Court judge. She goes on to say this presented "a clear conflict of interest" for which Judge Guzman should have recused himself. Certainly, Ms. Greisman is following the advice of her attorney in preparing these documents for submission to the Commission on Judicial Conduct. However, the best course of action would have been to actually review the record in this matter to determine what was actually stated by Judge Guzman. The recording in this matter is the best evidence of what was actually stated.

A review of the recording shows that Judge Guzman asked Mr. Christopher Rapp if he was related to Judge Edward Rapp. Christopher Rapp answered the question by saying that he was related to Judge Rapp, and that he was his son. Judge Guzman prefaced the question by stating, "the following question has no relevance to this case".

Christopher Rapp then made an inaudible statement after telling Judge Guzman he was related to Judge Rapp. Judge Guzman replies to the inaudible statement by telling Christopher Rapp that he (Judge Guzman) was formerly employed at the Maricopa County Juvenile Court Center. Judge Guzman also states, that this was years ago; and that he (Judge Guzman) knew Judge Rapp was a juvenile court judge, and perhaps the presiding juvenile court judge. Judge Guzman ends the dialogue by stating there are not too many Rapp's running around.

Judge Guzman was employed at the juvenile court center from 1981 to 1985. The first 18 months of employment were spent at the juvenile detention center as a juvenile detention officer assigned to the 11pm to 7am shift. In 1981, Judge Guzman served as a volunteer probation officer before accepting a position as a juvenile detention officer. Judge Guzman had just graduated from ASU with a Bachelor's degree in Justice Studies. After 18 months of working in the juvenile detention center, Judge Guzman accepted a position as a juvenile surveillance officer under a grant from the United States Department of Justice. At this point in his life, Judge Guzman contemplated a career as a Juvenile Probation Officer. But that was not to be, he remained a juvenile surveillance officer until the Summer of 1985, resigning to attend the CLEO (Continuing Legal Education Opportunity) law program at the University of Utah. Judge Guzman began his first year of law school at the Sandra Day O'Connor College of Law at Arizona State University in the fall of 1985. 1985 marked the end of any professional association Judge Guzman had with the juvenile court center, its activities and court personnel. That was 35 years ago.

Judge Rapp was a juvenile court judge during the time Mr. Guzman was employed as a juvenile detention officer and juvenile surveillance officer. These two positions came under the supervision of the chief administrative officer, Ernesto Garcia. They were not positions overseen by the presiding judge of the juvenile court. Judge Rapp may have been the presiding juvenile court judge during the time Mr. Guzman worked in the detention center and in the probation unit. Mr. Guzman does not recall that specific detail. However, Mr. Guzman does recall that Judge Rapp was an immensely popular figure around the juvenile court center and nearly everyone from probation, law enforcement and detention center were aware of his presence as a juvenile court judge. He was well respected. Judge Rapp enjoyed the omnipresence of being at the heart of the juvenile court operation. That is the main reason Judge Guzman is able to remember Judge Rapp from his time working at the juvenile court center.

It should be noted Judge Guzman was 21 years old when he started working at the juvenile court center. In those years, the juvenile court center encompassed court operations, probation department and the detention center. Judge Guzman found out about Judge Rapp when he a 21 year old young starting his career at the juvenile court center. When Ms. Greisman alleges that Judge Guzman "admired and was friends" with Judge Rapp, she is essentially asking Judge Guzman to explain a professional relationship that may or may not have existed 40 years ago. Judge Guzman will oblige. The judge has nothing to hide.

Judge Guzman and Judge Rapp are not friends. They never were friends. They were never colleagues. Never enjoyed a meal together. Never spent time together outside the court or socially. The two men do not have mutual friends or acquaintances. Judge Guzman does not recall one instance where he and Judge Rapp enjoyed a conversation. The two never golfed together. The two men never enjoyed a beer summit. Judge Guzman is unable to recall a moment he and Judge Rapp were in the same room together. Finally, Judge Guzman remembers Judge Rapp because of his position as juvenile court judge and the influence he had over juvenile court operations.

Judge Guzman did not have a conflict of interest in presiding over the matter of Wolf vs. Greisman. There was no reason for Judge Guzman to recuse himself from this matter.

Ms. Greisman is misleading the Commission into believing Judge Guzman made the aforementioned statements in open court. A review of the record shows those words were never uttered by Judge Guzman. Judge Guzman never said he and Judge Rapp were friends. Judge Guzman never said he admired Judge Rapp. In fact, Judge Guzman never said anything that would reflect an emotive connection with Judge Rapp. Clearly, Ms. Greisman sees an ally in complaining to the Commission, and will try to manipulate it to pursue her agenda. Maybe she needs to seek the advice of competent legal counsel and cease spreading untruths.

The above statement is Judge Guzman's response to the Commission.

Respectfully submitted,

Judge Joe Guzman



Maricopa County Justice Courts, Arizona

Agua Fria Justice Court 10420 West Van Buren Street Ste 101, Avondale AZ 85323 602-372-8001

CASE NUMBER: CC2019092711 OP

DAVID WOLF

ADRIANA GREISMAN

Plaintiff(s) Name / Address / Email / Phone

CHRISTOPHER T RAPP

Defendant(s) Name / Address / Email / Phone

NATHANIEL HINCKLEY WADSWORTH

Attorney for Plaintiff (s) Name / Address / Email / Phone

Attorney for Defendant(s) Name / Address / Email / Phone

RULING ON MOTION

On this date 03/18/2020 the Plaintiff Defendant filed a motion requesting the following relief:

Request for ruling

The Plaintiff Defendant Did not file a responsive pleading
 Filed a response to the motion on this day _____

The Plaintiff Defendant Did not file a reply
 Filed a reply to the response on this day _____

The Court, has considered that which has been submitted by the parties

IT IS ORDERED Granting said motion Denying said motion

IT IS FURTHER ORDERED

The injunction against harassment issued against the defendant is affirmed and remains in effect. The record in this matter supports the legal and factual conclusion that defendant has committed a series of acts against plaintiff that under statute are described as legal harassment.

Date: 7/22/2020 /s/ Joe Guzman
Justice of the Peace

I CERTIFY that I delivered / mailed a copy of this document to:

Plaintiff at the above address Plaintiff's attorney Defendant at the above Address Defendant's attorney

Date: _____ By _____
Clerk

Certificate of Mailing
Maricopa County Justice Courts

Case Number: CC2019092711 OP

I CERTIFY that I mailed/delivered a copy to:

Plaintiff at the above address

Plaintiff's Attorney

Garnishee

Date: 7/30/2020

Defendant at the above address

Defendant's Attorney

Other

Clerk: DS