

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 20-166

Judge:

Complainant:

ORDER

August 26, 2020

The Complainant alleged he was improperly denied access to the court and that a municipal court judge erroneously upheld a protective order.

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 Louis Frank Dominguez and J. Tyrell Taber did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on August 26, 2020.

1001 W. Washington, Chicago, Illinois 60607
Phone: (773) 399-3000

2020-166

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 constituted 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 above 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 THE DEFENDANT IN THE Petition / Order ON

DEFENDANT CONTACTED CITY COURTS, IN ORDER TO 'CONFIRM', THE HEARING FOR WHICH WAS 'CONFIRMED'

ON DEFENDANT ARRIVED ON-TIME TO THE CITY COURTS VIA PUBLIC TRANSPORTATION DEFENDANT WAS TURNED AWAY FOR 'NO REASON' SECURITY STAFF, IT WAS DUE TO COVID-19 ON

THE HONORABLE JUDGE CONTACTED DEFENDANT AT AT , AND WE SPOKE FOR SECONDS; IN THAT TIME, THE HONORABLE JUDGE STATED THAT DEFENDANT

WAS 'IMPROPERLY' TURNED AWAY - A 'VIOLATION OF DEFENDANTS 'FAIR AND DUE PROCESS' 5TH AMENDMENT - LEGAL OBLIGATION

1 THE HONORABLE ALSO STATED, THAT I
2 AFTER I TOLD HER I HAD FILED A 'FEDERAL
3 LAWSUIT' ON BEFORE THE STATE
4 OF ARIZONA, 'ORDER OF INJUNCTION' ON

5
6 THE HONORABLE JUDGE STATED THE STATE
7 'ORDER OF INJUNCTION' SUPERCEDES THE
8 FEDERAL LAWSUIT
9

10 * WHERE A 'STATE' LAW MAKES A LAW IN AN AREA
11 WHERE THE CONSTITUTION HAS GIVEN CONGRESS THE
12 POWER TO MAKE LAW, THE STATE LAW IS
13 SUBJECT TO BEING OVERRIDDEN BY FEDERAL LAW
14
15 ARIZONA V. UNITED STATES, 567 U.S. 387 (2012)

16
17 IN THE CAPACITY AS REPRESENTATIVE FOR THE
18 STATE OF ARIZONA - JUDGE

19 STATED THAT DEFENDANT WAS 'WRONGLY'
20 TURNED AWAY FROM THE COURTS:

21 * DENIED ACCESS TO THE COURT

22 * DENIED FAIR AND DUE PROCESS
23
24

25 THESE ARE 'AMENDMENT VIOLATIONS'
26
27
28

1 DID NOT CHECK THE CASE TO SEE IF
2 IT WAS PENDING IN FEDERAL COURT

3
4 L - Agreed verbally TO SEND
5 AN BY EMAIL; INSTEAD THEY CALLED
6 AT AND ATTEMPTED TO APOLOGIZE
7 BY PHONE, WHICH I DID NOT ACCEPT,
8 I TOOK A 'SCREENSHOT' OF THE
9 IN COMING CALL FROM

10
11 M - IF I WERE NOT THE TERM
12 RABBLE WOULD NOT BE USED, BUT I AM A
13 PUBLIC SPEAKER, AND UNDER CONTRACT WITH
14 FILMS

15
16 N - FALSE STATEMENT - 'THERE IS NO ANGER AS
17 I EXPOSE A 'FASCIST COP', IN Lt.
18 OF THE POLICE DEPARTMENT

19
20 O - DEFENDANT HAS NOT BEEN ANYWHERE NEAR
21 OR

22
23
24 P - NO GUNS, SINCE GETTING OUT OF THE
25 MILITARY

26
27
28

FAKE & FRAUDULENT STATEMENTS
HERE SAY - LIES

4. Tell the judge what happened and why you need this order. FILL IN WITH THE DATE and a brief description of what happened. If there is a contested hearing, a judge can consider only what you write here.

NOTE: Defendant will receive a copy of this petition when the order is served.

(Do not write on back or in the margin. Attach additional paper if necessary.)

A
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_____ morning _____ at approximately _____ I received a call that only rang once and hung up. The same number immediately called back, on the phone was a man who identified himself as _____ later he would refer to himself as _____ then he proceeded to ramble on _____ stated that he had filed a lawsuit against _____ because he was a disabled veteran. about being a former employee who had been referred to _____ He informed me that he has Post Traumatic Stress Disorder (PTSD). He claimed that he and had been retaliated against by _____ for reporting drug use by _____ employees. Mr. _____ said that his own cousins were drug dealers and he had observed them dealing drugs to _____ employees. He also claimed that he was asked in front of other _____ employees if he was crazy and on medication. He further stated that _____ had threatened to "kick his ass" and the call disconnected. Several minutes later _____ called back repeated all that he had said before but this time he wanted me to know that _____ was a racist company and "There is nothing but _____ and _____ is segregated like a prison yard" at which point he informed me that he has filed several lawsuits and he has represented himself. I asked him for the case number for the lawsuit which he didn't have at that time, but he that would call me back with it. Mr. _____ called back approximately _____ hours later to give me the case number for the lawsuit he filed the number he provided me is _____ I called the Arizona Consolidated/Judicial and Superior courts but this number was not located in any of their systems. Mr. _____ called a _____ time and told me that he want's _____ to settle but that the money wasn't important because he was featured in a documentary called "_____". He stated that he was going to make it his mission to make sure that the public knew about _____ business practices so that the public would _____ hopes. During all of these calls I only responded with an "OK" so I guess this was frustrating to him because he then said "is that all you are going to say? OK?" and hung up again. _____ I received several calls consecutively from a blocked number and when I answered the call would disconnect. _____ called at approximately _____ pm he again repeated everything he'd told me on _____ day to include turning _____ AZ and that he was suing the City of _____ Police department because _____ with the police. He called _____ more again repeating himself and stating that he was supposed to receive _____ apology _____ that I am loyal (meaning me) and immediately disconnecting every time before _____ I realized wanted to know if we wanted to settle he stated that he wouldn't continue to call and if we wanted to settle he was willing to listen. Approximately _____ minutes later he called again _____ Then he informed me that he had a public opinion _____ I informed me that I was well aware of his situation when I attempted to speak he then said "bye _____ lady?" and our call was disconnected once again. _____ lady? and his demeanor completely changed and he _____ people like you! And called me an _____ morning at approximately _____ called again he was _____ that we are _____ begin but again wanted to _____ under quarantine and if he continued to dial this phone number, he would only get me every _____

He then became irate and told me he did not care and ended by saying back still angry and screaming at me this time I hung up on him. He called back one last time screaming. "Why did you call me from an anti-abortion and hate group?" He called our office from a blocked number on He went on and on about how we were supposed to apologize to him and when I told him that he would be needed to speak to our legal office, he had me rattle and it took me moments to get him off the phone. He was loud, forceful and raised. I placed him on speaker phone so the rest of the office could hear him. This is what we have to deal with every day.

5. The following persons should also be on this order. They should be protected except in instances where:

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

- Residence
- Work
- School/Child

b. Defendant should be ordered NOT to possess firearms or ammunition while this order is in effect because of the risk of harm to the following:

9. Defendant should be ordered to stay away from any place that is owned, possessed, leased, kept or held by me, Defendant, or a minor child living in either my household or Defendant's household.

10. Other Persons:

Under penalty of perjury, I swear or affirm the above statements are true to the best of my knowledge. I request an order of protection against the following:

Notarial Officer/Clerk/Notary

**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.**