

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 20-301

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Judge:

Complainant:

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**ORDER**

June 16, 2021

The Complainant alleged a superior court judge engaged in improper demeanor, engaged in ex parte communications, had a conflict of interest, misused the prestige of office, made a public comment on a pending matter, and failed to timely issue rulings.

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 member Joseph C. Kreamer did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on June 16, 2021.

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

**FOR OFFICE USE ONLY**

2020-301

**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.

\*Please see enclosed herewith, inter alia, email correspondence, audio files of court proceedings, and filed court documents which highlight the documented proof that Judge \_\_\_\_\_ acted egregiously by not removing himself from a case to which there was an obvious conflict of interest and then continued to abuse the power appointed to him to further harm the Respondant as listed in the alleged offenses, in favor to the Petitioner that resulted in catastrophic consequences suffered by the children that are the subject of the Petitioner's parenting time.

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**IN RE: Case # \_\_\_\_\_ ; Unethical Judicial Conduct of Judge \_\_\_\_\_**

Judge \_\_\_\_\_ chose to preside over a case in \_\_\_\_\_ County Court ( \_\_\_\_\_ ), that he had a personal familial connection to \_\_\_\_\_ is directly related to \_\_\_\_\_ who is married to \_\_\_\_\_ and \_\_\_\_\_ are the God parents of a child in common to the Petitioner in a family case presided over involving the Petitioner's other children. Judge \_\_\_\_\_ was confronted by counsel of the Respondent who respectfully requested Judge \_\_\_\_\_ to go on court record, as documented by the court reporter, in chambers, and subsequently read in open court, about the familial connection of his family to the Petitioner to which Judge \_\_\_\_\_ testified that there was no relation. Furthermore, Judge \_\_\_\_\_ then chose to stay on the case for over \_\_\_\_\_ until he was rotated to another case, and never formally recused himself from this case which is the subject of this complaint.

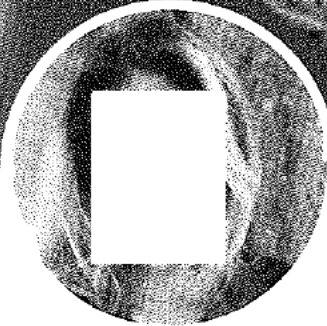
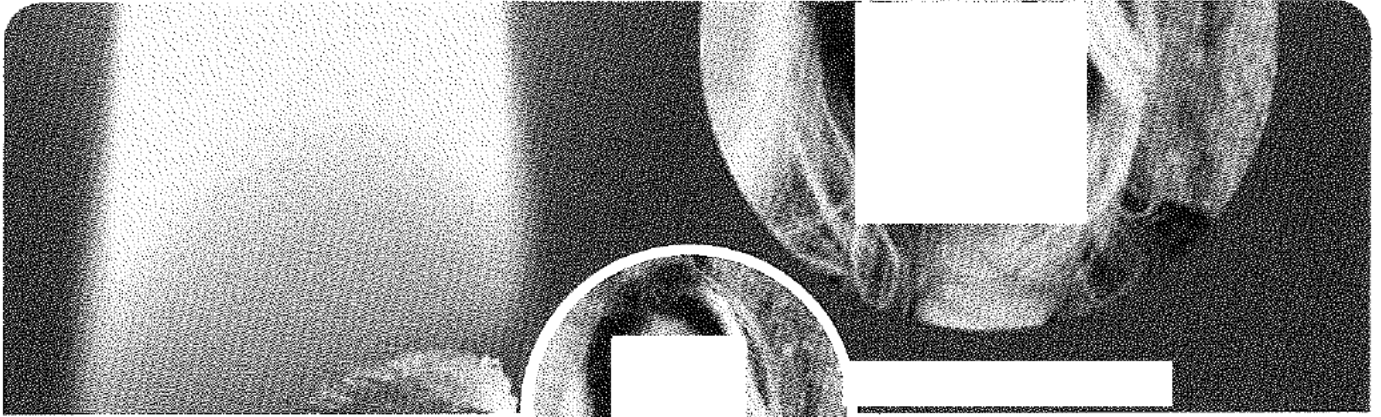
Judge \_\_\_\_\_ is responsible for using his judicial authority and the judge's office to obtain special treatment for friends and/or relatives, treating litigants in a demonstrably egregious and hostile manner, **and not using** mandatory standards of judicial conduct subject but not limited to:

- The use of a harsh and angry tone and demeanor,
- Excessive arrogance,
- Lack of impartiality,
- Incompetence,
- Off-the-record, private communication with a litigant and/or attorney(s) about a pending case,
- Conflict of interest,
- Misuse of prestige of office,
- Making it public comment on a pending case or which shows prejudice
- Failure to recuse oneself in an appropriate case, and
- Administrative mismanagement such as a failure to render a judgment in a reasonable amount of time.

Moreover, due to his ruling on the terms and conditions of the Petitioners parenting time, which favored the paternal Judge decision caused the children who are subject of this action, to suffer catastrophic consequences as a result of having to be subjected to his care. This is also documented in County Court when the Petitioning filed false claims of and against his who is subject to his claim for parenting time. In this case the Petitioning purposefully himself with a draw string backpack that he wrapped around his own neck to cause self-injuring marks. The Petitioning then called 911 to falsely report the incident as an assault against him by his He produced an audio recording to the responding officer to which he could be heard making choking sounds and asking his to stop. The responding officer asked the child if she would talk to him about the incident at which point, she denied and requested an attorney and her Because the child refused to talk to the officer, he then charged the child with the forementioned offenses and booked her into the County Detention Center. After further investigation, it was discovered that the Petitioner's also had an audio recording of the incident and the adjacent neighbor captured video, from a home security camera, of the incident, which showed the child in question was approximately away from the Petitioner during the alleged altercation and did not in fact cause the injuries that he sustained. Moreover, when the audio recording was played in concert with the video, it was evident that the Petitioning caused the not only caused the self-inflicted injuries to himself, he dramatized the 911 call, making it wrongly appear audibly to the 911 operator that he was being attacked. All of this was witnessed by both children, who are the subject of the Petitioning parenting time claim, that was presided over by Judge to their horror. As a result of these actions the child in question was wrongfully charged, and wrongfully detained.

During a scheduled hearing on Parenting Time Modification the Responding made Judge aware of the incident that transpired and the dismissal of charges against the minor, by the Honorable Court Judge due to the overwhelming evidence against the Petitioning Judge subsequently ruled in favor of the Petitioner by denying the Respondent request for an emergency Modification of Parenting time in which she requested that the all parenting time be stopped because of her fear for the children's safety after the recent event in addition to other incidents where he engaged in a verbal argument with the then acted so aggressive to the Respondent that the intervened in fear that he was going to harm her then the Respondent lunged in anger at the as if he was going to attack her. The children have repeatably expressed their fear of their and have stated on record in forensic interviews and to various therapist, counselors, and family members, that they do not wish to participate in any time with the Petitioning . Furthermore, Respondent Submitted video evidence to the Court that showed the Petitioning setting a stuffed animal on fire that belonged to his which he did as a form of punishment. Despite all the Respondent efforts to show Judge that the Petitioning was a danger to the children, he still ruled in favor of the Petitioning who he is connected to through family.

Please see enclosed herewith, inter alia, email correspondence, audio files of court proceedings and filed court documents which highlight the claims made against Judge while presiding of the forementioned matter.



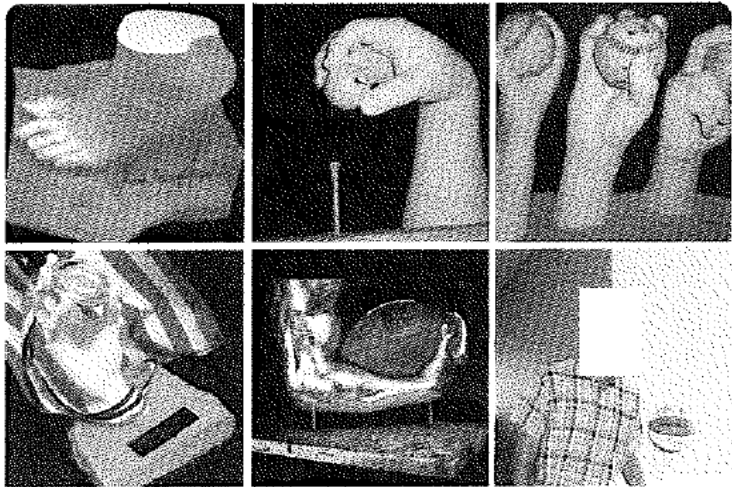
Creating creative awards 🏆 while building safe homes for mutual friends of

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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.**