

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-195

Judge:

Complainants:

ORDER

March 15, 2022

The Complainants alleged that a justice of the peace made incorrect legal rulings and was friends with the opposing party, but did not recuse from the underlying 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).

Commission member Barbara Brown did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on March 15, 2022.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2021-195

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.

Due to the death of our son we rented a home from a _____ At the time of rental _____ the home had no air conditioning in top level, termites and many issues. We were told he would repair them. We complained several times to no avail. _____ contacted covid in _____ and could not go to the bank to transfer the rent to _____ so it was two weeks late. He lied and said he served a paper on _____ which would be a five day notice, on _____ which is 4 days not 5 and _____ was at the dr and it can be proven. He and _____, whom we have filed a complaint with the _____ on as well. Continue to lie all through this. We had thought it was all ok because he picked up a check on _____ for \$ _____ which was the rent and a \$ _____ late charge, the check was supposed to be in good faith. Why would he say he served a 5 day notice on _____ if he is picked up a check on the 11. When asked by our Attorney he would not have an answer. We found out the day before the hearing that there was a hearing on the _____ by the web site. We got no notice from _____ or his Attorney or the court at all. _____ is a _____ who is not computer savy. The rent was paid at _____ on the date of the hearing by two cashier check, the hearing was by phone because of the pandemic.

_____ knew the rent was paid, and so did _____ He said he returned the money, which he did not. During the hearing _____ got very upset with _____ because he told the Judge that he returned the money which he did not. At this time _____ gave _____ until the _____ to get it settled. After hanging up from the hearing, _____ talked with _____ and _____ told him he was going to talk with _____ and tell him where is the proof that you returned it. It was _____ the next day, we looked at the website and it showed that _____ signed the writ on the same day as the hearing, he did not give until the _____ So, the money was not returned, according to records with _____

and a constable named _____ came to the home and evicted _____ and our dogs. _____ was at work. He brought his handyman whom he had change the locks, they were not given any time to get medicine or belongs in the home. We had no notice whatsoever, which violate AZ statues, and _____ has violated them numerous times, he states that _____ is a friend, and will has never ruled against him. We have been in a hotel since that date, we have tried many many many times with certified letters and text messages to get our belongings. This is a 4200 sq ft home with a 4 car garage, it is our whole life. We appealed _____ decision, showing him the copies of the cancelled check that he ended up cashing after us telling him not too, and the two cashiers checks for the rent and late charge per lease. We kept calling and asking for the verdict and they were very rude. We did not get an Attorney because _____ took over \$ _____ from us, we are on a fixed income and _____ is retired from being a first responder. In spite of the proof and all other paperwork given to the court and _____ he still denied the appeal and the the motion to reconsider. And is allowing _____ to still keep the entire amount of the judgement even though he still has not given the money back. On _____ we were contacted by the neighbors telling us that _____ had several people taking all of our lives belongings and putting them into a u-haul truck. We also had a _____ that belonged to our son and he has that and won't give it back. We had tax papers and just all our kids things, my parents things as well. So many things. Because of _____ negligence and incompetence we have lost our lives everything. We can't file taxes, and live a normal life. We are going to sue _____ for the last 50 years of our lives belongings. We have tried and tried many times to get our things, thanks to _____ we lost it all.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2021-195

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.