

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-288

Judge:

Complainant:

ORDER

February 9, 2022

The Complainant alleged that a superior court judge was biased and made incorrect legal rulings in her case.

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 Christopher W. Ames, Joseph C. Kreamer, and Delia R. Neal did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on February 9, 2022.

21-288

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.

Honorable Judge _____ continues to show bias in my case. I am a _____ children and we are all domestic violence victims. On _____ my childrens father kidnapped our children to the state of _____ after parenting time in _____ On _____ ; my case was heard before Judge _____ and both myself and respondent _____ were in attendance. Judge _____ knew my children started school on _____ but on _____ he issued orders for the return of my children by _____. At this hearing, I asked for an order of protection, immediate return of my children, and child support. On _____ Respondent then filed for an OOP with _____ children listed in the state of _____. As a result, this case became an interstate matter. Respondent _____ claimed child abuse as a custody maneuver. However, _____ had multiple evidences of long term domestic violence on record and approved the Writ of Habeus Corpus. Judge _____ also determined that _____ unlawfully held my children in _____ against their will and issued a contempt against _____. At trial in _____, on _____ still had not returned _____ and _____. However, on _____ Judge _____ issued final orders, giving our abuser joint legal decision making. Judge _____ also stated there is no significant history of domestic violence and did not acknowledge the extra litigtations that _____ caused after attending a hearing in _____ on _____ and then filing an OOP on _____. Today, I have filed a motion for temporary order modification and for a request to acknowledge significant domestic violence. This request was denied and my children and I are no longer safe in the state of _____. Every motion _____ has put into court has been approved but my motions are continually being denied. I am worried about the safety of me and my children and so are our family, Why has _____ Judge _____ acknowledged unlawful detainment of _____ and _____ in the same case but Judge _____ continues to deny that it was parental kidnapping, although an overwhelming amount of evidence has been presented and continues to be presented. _____ did not return children until _____. Judge _____ also denied my request to keep my employer redacted from _____ although he has evidence that _____ threatened to contact my place of work. _____ has _____ arrests or theft, domestic violence, and burgurlary. I came to _____ fchildren to live free of domestic violence and harm, however, Judge _____ is denying my famiys right to safety. Additioanlly, he stated in the final order that I stated " _____ " and I would never say that and have not said that and the recording proves it. These need concerns need t be addressed as _____ people are in the state of _____.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

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RE:

To whom it may concern:

I am writing this letter in regards to _____ . _____ began regularly attending the weekly _____ in _____ at the _____ . I am writing this to you in my role as _____ and as the _____ .

_____ has attempted to navigate and survive the abuse and manipulation of her abusive partner for many years. For the past _____ she began exploring her options and service availability as her and the children's safety became a concern. Her focus has always been what is best for the children and wanting them to know and have contact with their father. In this most current incident when her partner took their children from her she realized he exploited the very thing she was trying to provide for him and the children; contact and a relationship. As she is serious about ending the relationship with him, the only way her partner has to control and hurt her is through the children. That he is using that tactic is disturbing enough, much less that he is trying to use the court system as a tool in this endeavor is terrible but oh too common. _____ values education and has prioritized that with the children. They have had exemplary school attendance, even with the challenges of the pandemic and, up to the point when her partner took and is keeping the children from her. She has shared when the children were taken, her partner did not have the children's identification so they could not attend school wherever they are. In addition, he has continually harassed her this whole time and even tried to get thousands of dollars from her and says when she pays he will return the children. This is harmful to _____ and the children. Please assist in reuniting them and holding her partner accountable for the trauma of this separation.

_____ has done everything law enforcement and the courts have suggested. If you look at this situation through the lens of who has done and is doing what is best for the children I think it is clear that taking children away from a protective parent is harmful and _____ partner is using the children as pawns. One of the first things _____ said to me was " _____ . " Please help her in this quest.

If there is any other information that you need at this time, or in the future, please feel free to contact me directly at _____ or by email at _____.

Respectfully,