

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 21-319

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Judge:

Complainant:

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**ORDER**

March 30, 2022

The Complainant alleged that a superior court judge violated Rules 1.2, 2.2, 2.3, 2.4, 2.6, and 2.9 of the Code of Judicial Conduct.

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

Copies of this order were distributed to all appropriate persons on March 30, 2022.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**21-319**

**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.

Since assignment Judge \_\_\_\_\_ decisions have been irregular and tainted with personal bias and prejudice. It has become clearly intelligible that the judge does not create a fair and impartial environment for those litigants filing in Pro Per before his court. His bias for those represented by counsel is clearly supported by the recent decisions in this case. The judge has shown his disdain for me as the petitioner and has blatantly refused to review, consider and give weight to any proclamation made by me in this case, since filing a petition \_\_\_\_\_ The judge's inability to rule in a manner of professional conduct has crossed lines of ethical conduct. His \_\_\_\_\_ decision to require me to read a book from a list, one of which is entitled "Co-Parenting with a Jerk" is his continued attempts to use his office as a point of assault on me as a litigant bringing suit against the mother in this case. The judge has overlooked evidence missing from the recordd ring trial \_\_\_\_\_, denying me the opportunity to have the record reflect the proper evidence, which was submitted to the court. The judge dismissed evidence clearly in the record stating my petitions were not "unreasonable"; denied children to testify in the matter with material information stating their maturity was not assured, yet, the judged ordered a confidential report be rendered asking the children their desires to live, given their age of maturity. The judge has in effect had it both ways in this case, leaving no relief in this case for me, including but not limited to the deial of my motion for a new judge. I petitioned for a new trial, which was denied, \_\_\_\_\_ I have petitioned for a modification inside of \_\_\_\_\_ year, \_\_\_\_\_ due under the "best interest of the child(ren) ARS 25-411(A), he has refused. Judge \_\_\_\_\_ decision to deny the petition states that the discord and subsequent petition are because the father refuses to communicate with the mother, which is not a factual basis for the inherent abuses inflicted upon the children and outlined in the petition. These statements clearly show his biases and affinity for the opposing party. It is believed that the judge and counsel for the opposing party have had regular and consistent ex-parte discussions leading to impartial decisions as well. Uniformly the Superior court has held regular and consistent rulings in this matter since \_\_\_\_\_ and prior to \_\_\_\_\_ Since judge \_\_\_\_\_ assigning to this case it has become very difficult to represent oneself under my Constitutional right given that Judge \_\_\_\_\_ has decided to violate my rights. The judge is acting in a very aggressive manner toward me, I am sure he is displeased by the performance review and subsequent motion for a new judge and has taken it out on the me for using my rights to a fair trial which again is guaranteed to me, this has not happened from the beginning of his assignment. He has stated in open court that, "he is not my enemy" and has acted in a manner befitting an enemy. The judges repeated sanctioned, verbiage contained in his decisions are clearly aimed at me as, while blatantly igonoring the allegations before the court and refusing to hear of any potential wrongdoing that will affect my minor children.

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**SUPERIOR COURT OF ARIZONA  
IN COUNTY**

Name of Petitioner \_\_\_\_\_

Case Number:  
ATLAS Number:

Title:

\_\_\_\_\_  
Name of Respondent

Father in this matter makes the following affidavit on his behalf.

It is clear that the judge, Judge \_\_\_\_\_ continues to act in a manner less than honorably befitting the responsibility that comes with the privilege of being seated as a judge in this state of Arizona. Recently, Judge \_\_\_\_\_ has used his judicial discretion to discriminate against the father.

At the latest hearing Judge \_\_\_\_\_ ruling ignores the fact that the father definitively under oath testified that he made every attempt to take the assigned parenting class, but was met with obstacles. Now in order for the judge to arrive at this conclusion he must first have pre-determined that the father lacked candor. This judge continues to make pre-determined decisions, which serve as the basis for my renewed objection not only to his rulings, but his ability to be a judge. While the later is not in my control at time, I will be filing suit against the Judge for his discriminatory acts while serving in his position.

Judge \_\_\_\_\_, continues to assert that the father unwillingly communicates with the mother inappropriately but has no factual basis for his conclusions and has refused the father the right on numerous occasions to provide evidence to the contrary. It is not the father's lack of communication with the mother that causes the mother to act out toward her children, endangering their lives in a vehicle, abusing them verbally, allowing them to abuse one another. If Judge \_\_\_\_\_ felt so strongly about the father's "faults", he should have ruled in favor of the mother and granted relocation of the children to \_\_\_\_\_. Further the judge states in his latest ruling on \_\_\_\_\_ that the father failed to show his failure to comply wasn't unwillful. Although the father testified that he has to receive medical treatment daily for extended periods of time; his attempts to use the agency described in his \_\_\_\_\_ order; that the father took a parenting class with the same curriculum via the \_\_\_\_\_ which he apparently overlooked. It is clear that the judge basically wants to use his position to cause undue personal and financial harm on the father by continuing to grant disproportionate sanctions unwarrantedly.

Judge \_\_\_\_\_ has show a lack of character, candor and a disdain for black men in his court by his refusal to review evidence he was notified at trial that were not added to the record although submitted in a timely manner, and later, dismissed numerous petitions to bring information before his court via petitions have continued to be denied. While it is on the record that the father has had

to litigate not because the father-initiated actions, but rather opposing counsel since Judge [redacted] has taken every opportunity to become derelict in his duties and responsibilities as a presiding judge in this case. While he continues to hide behind judicial discretion, judicial efficiency, and supposition of the father's prior bad acts (which do not exist) as his basis for his decisions, these factors are misused in order to harm the father.

Judge [redacted] is being pulled around by the hand by opposing counsel. His prior relationship, ex-parte communication with counsel regarding this case and his subsequent actions are beyond discriminatory they are cause for penal action. It is this prior knowledge and affinity with counsel that has affected his ability to justly administer an impartial hearing in this case. Judge [redacted] repeatedly has dismissed procedure by not allowing the petitioner in this case to speak his case first, then interrupting the petitioner during trial and affecting the petitioners defense of himself, advocacy for his children in this case.

It is firmly believed that Judge [redacted] has acted inappropriately and should be removed from this case, and the bench for that matter. This discrimination comes at the cost of failing to administer his office in an impartial manner. The obtuse manner in which the judge has decided on this case reflects his disdain for the right of litigants to represent themselves, especially those of color.

Judge [redacted] is a stain on the judicial and legal processes in this state and country. One of his first words directed at me, were, "I am not your enemy". I have yet to meet a person that has said such comments that weren't the very thing they have stated they weren't, Judge [redacted] is no exception to that rule. I am not seeking that his rulings all go in my favor, I had a very simple expectation of this process, that I fairly afforded the same benefits that the mother has exercised since the incorporation of our divorce decree in Arizona on or about [redacted] Prior to the assignment of Judge [redacted] that has happened, but since his assignment, it is very clear he is outlier to effective, efficient, and impartial processes in the [redacted] Court of Arizona.

Lastly his retribution toward the father is additionally the result of the father's comments on a judicial review survey to which he has been shown. Judge [redacted] is seeking retribution through his rulings. Judge [redacted] is using his platform to throw disparaging names at the father, while, hiding behind the bench as the very thing he describes the father as being. It is a risk for litigants to do what I am doing in this matter, because the presiding judge is not only not reassigned, but notified of the complaint, and can do exactly as it is happening in this case use judicial "discretion" to assault the litigant. The difference, between myself and possibly someone else, I don't scare off and I don't intend to allow his actions to go unpunished. If this is not handled correctly befitting the appearance of proper judicial administration, this will become a very public manner, this will include all relevant facts from this case as a whole.

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Date

## ARIZONA COMMISSION ON JUDICIAL CONDUCT

Email: [cjc@courts.az.gov](mailto:cjc@courts.az.gov)

To the Commission:

respectfully submits this following letter and statement to your office for review, consideration and action. I have endured this judge, his biases and decisions since being assigned and wish the commission to review these actions. It is believed that the Judge has violated rule(s): **1.2, 2.2 thru 2.4, 2.6 & 2.9** of the *Arizona Code of Judicial Conduct*.

Rule 1.2: ***Promoting Confidence in the Judiciary*** 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.

*Judge in this matter has through his actions made manifest that it is impossible for him to act in a manner honorably befitting the responsibility that comes with the privilege of being seated as a judge in this state of Arizona. Recently, Judge has used his judicial discretion to discriminate against the father. At the latest hearing, Show Cause evidentiary hearing, Judge ruling ignores facts that the father definitively under oath testified that he made every attempt to take the assigned parenting class, but was met with obstacles. Now in order for the judge to arrive at this conclusion he must first have pre-determined that the father lacked candor. This judge continues to make pre-determined decisions, which serve as the basis for my renewed objection not only to his rulings, but his ability to be a judge. Although the father testified that he has to receive medical treatment daily for extended periods of time; his attempts to use the agency described in his order; that the father took a parenting class with the same curriculum via the , which he apparently overlooked. It is clear that the judge basically wants to use his position to cause undue personal and financial harm on the father by continuing to grant disproportionate sanctions unwarrantedly. The court has accepted on occasion the mother's certificate for prescribed parenting classes via the Department of the . The Father who is also a has not been afforded the*

**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.**