

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-339

Judge:

Complainant:

ORDER

March 30, 2022

The Complainant alleged that a superior court judge was biased, violated/did not follow the law, violated due process, did not uphold the safety of the individuals involved in the underlying matter, and engaged in ex-parte communications.

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.

21-339

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.

This judge is bias , trespasses the law, has allowed a complete abuse of process in support of his court appointed staff. He has made false and or incomplete statements about petitioner, ignores the petitioner's questions and concerns to include pleas for upholding safety of her and the ward. Commissioner chose to continue a hearing in order for his pro temp to incur more legal expense to the ward all for their financial gain and while withholding basic needs of support to the ward. He appears to engage in ex -parte communication with his court appointed staff in order to navigate the case at the financial benefit of others he appointed. He changed the terms of the trust written by the deceased in order to allow exploitation and has violated the petitioner and wards rights with respect to their protection as victims of domestic violence while putting them in danger all while ignoring the wards wishes and basic needs with a complete abuse of his discretion. Petitioner is SICK AND TIRED of hearing a sluegh of attorneys review the case only to say ' The case has been referred to as GROSS and no attorney will take my case due to the corruption which they and not wanting to lose future cases for going up against the courts and this division stating my daughter will have nothing left because they will be forced to engage until there is nothing left.

This judge trespasses the law and has refused to follow AZ law statutes with respect to his choice of court appointed counsel named as has been serving as ProTemp in this for the past leaving this judge bias and impartial. Petitioner filed a bar complaint against for taking approximately from the wards trust which was approved by a private fiduciary named as who is also on the courts roster and personal friend of and who was also court appointed by this commissioner. approves all legal fees to the parties and provides no regular monthly statements and invoices and this commissioner bypasses those concerns raised as well as lets these court appointed individuals for failing to meet discovery requests.

Petitioner filed a bar complaint against seeking to have her removed and replaced for failing to provide invoices for services since she took and only met her client once for approximately minutes. This commissioner refused to have her removed then began to take a bias position in order to protect (his choice of court appointed counsel). The commissioner IGNORED my request for invoices to see exactly what his court appointed counsel for the ward was billing for. stated that she would NOT give them without a court order thus relying on this commissioner knowing he would back her up which he in fact proved to do. extorted money from the petitioner for legal fees with her attorney for filing the bar complaint against her despite arguments in complete disagreement forcing the wards mother (petitioner) to accept a settlement agreement under duress. If was not able to get it from the trust she was going to punish mother while seeking to extort money by creating "deal" in a settlement agreement for not doing her job because and because I had filed a bar complaint. This commissioner was bias and clearly supporting his court

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This commissioner let _____ resign without holding her accountable for filing a bogus petitioner where petitioner was able to prove it as bogus and while failing to cite the facts in his minute entry. _____ claimed mother mis appropriated funds almost causing an eviction this is ' _____' withheld _____ months of support coercing petitioner sign a back dated care giving contract. After this commissioner allowed her to resign he allowed her spend approximately _____ minutes testifying for her friends / colleagues also court appointed and part of the corruption scandal in the _____ courts which was _____. The commissioner allowed her to _____ what was nothing more than lies. This commissioner misrepresented that petitioner admit to lying when the fact was that petitioner made a last ditch effort to get the trustee to RESPOND as part of her basic fiduciary duty after withholding _____ months of support to the ward. The commissioner stated mother could not be requesting built in saunas another LIE. Petitioner made a _____ " for _____ from _____ because the ward became agoraphobic and wanted to purchase a treadmill, elliptical (preferred of the ward) and a 36 x 36 infrared sauna from Costco because it has proven to be beneficial and widely recognized for being sol to children with autism as it detoxes and provides Vitamin D, and promotes better sleep which ward struggles with. It improves skin and removes toxins. This was beneficial to the wards health. This judge just wanted petitioner to look bad in the eyes of the court. The commissioner stated that petitioner cannot be requesting _____ " this is FAL:SE. Petitioner has already been leasing new vehicle with the help of her friend in order to help the ward. The ward cannot drive but she requires care and food and necessities and that would not have been an unreasonable request anyway had it been the case. The commissioer described petitioner's residence as _____ " based off Ikea furniture and other discounted furniture of a rental that was maybe the best deal in town. This commissioner asked the petitioner to reduce the budget but was okay with splitting the trust allowing wards brother to purchase luxury cars, start multiple businesses, live in a penthouse apartment at the _____ for over a month but was felt _____ was too much for the ward having it be suggested I downsize with the help of his court appointed _____. This commissioner stated that I wanted a different "SEX" trustee. This was misrepresented after he stated that no one else was willing to serve despite my statements indicating that I had already disclosed that individual and that he had already submitted a letter of acceptance over a year ago. I stated that we have always had females and suggested a change. having females was biased if anything and only used against the petitioner because their life was very different from a mother coming out of an abusive situation trying to raise a young girl who had a disability. I did not find any criminal activity on this " man" as he had a clean record , had experience with working with children with special needs and was a "family man" which would have been refreshing since _____ was a dead beat dad who had the children paying his court ordered support arrest warrantst and who has offered zero support to the ward willingly since his return from prison. Petitioner expected the commissioner to have the basic intelligence to understand that petitioner is "protecting;" the ward , her safety, and her funds from being exploited, Petitioner never expected to be treated this way by a court commissioner.

This commissioner ended up splitting and then abused his discretion by revising the terms in order to give

This commissioner ended up splitting and then abused his discretion by revising the terms in order to give "sole discretion" to the new trustee only to appoint her to both the ward and her brother while the so called "new trustee" was also Court operating a I for part of the with the County known as or who has been on with warnings from with her attorney as individuals exploiting vulnerable adults. The judge is allowing this trust to further be exploited while he is once again REFUSED to acknowledge in a hearing held in this case.

Petitioner filed an "EMERGENCY MOTION FOR ORDERS WITHOUT NOTICE" on same day while at the filing counter was emailing petitioner. Moments later while petitioner was waiting to speak with the commissioner instead of meeting he was formerly releasing her attorney who had withdrawn weeks before and while it appears information had been sharing on the "inside" because had filed a petitioner for instruction less than an hour later while petitioner was in the waiting room as noted on the time stamp of filing. Petitioner pointed this out in the hearing and once again the commissioner could not recall what happened with petitioner's EMERGENCY MOTION.

The emergency motion was because his newly appointed trustee refused to give the ward her monthly support for the last months leaving the ward in jeopardy because she refused to give up protected address information. This commissioner IGNORED the ward and only set a hearing on the petitioner for instruction filed by and his newly court appointed trustee who filed an hour later. This commissioner instructed the petitioner to provide account numbers to in order to give up information linked to her protected address to a corrupt trustee who testified in the hearing and in the court investigator's report that she had several conversations with the petitioner's son and abuser This commissioner was provided proof that the protected address and was denied by the State of Arizona Address Confidentiality Program to the trustee and her attorney despite their efforts to obtain it.

This commissioner IGNORED the State of denial letter, IGNORED the "protective order"r he GRANTED which allows petitioner to redact information and IGNORED the settlement agreement adopted by the court with his presiding Judge who stated that Mr. had NO BEARING ON THE TRUST WHATSOEVER. This commissioner also ORDERED petitioner to have a psychiatric evaluation for no apparent reason while his court investigator made some "MISREPRESENTATIONS" to the court in hopes of finding a reason to remove petitioner as the guardian. The commissioner also put me in a position where I was forced by him to violate my HIPPA law rights and to which a complaint was also filed with the OCR against this Commissioner leaving her year old son, her abuser and several parties in this case to have records of knowing a victim of domestic violence and while putting me in harms way as a result since the report contained information of domestic violence, financial and economic abuse by who is acting pro per in this case. lost all parenting time, visitation, and access to records to the ward after thoroughly investigated matters with FBI, the US Attorney's office, and police, school teachers and their staff. as well therapist's of years contracted with the state and all providers of the children. was deemed dangerous and this commissioer did not want to hear it in his court room. Instead he allowed to engage with his court appointed parties bas opportunity to exploit the trust.

This commissioner IGNORED the needs of the ward, IGNORED previous court orders CONTINUES TO IGNORE his own orders, IGNORES the settlement agreement , IGNORES AZ law Statues, Is SHARING information with his PROTEMP who in turn is sharing with trustee's attorney This judge also MISREPRESENTS

facts and or DEFLECTS from them in order to gage how this case is going to go which is what appears to be a life long case with no end until there are no funds left to pay for his court appointed staff which are contracted with courts. This is despicable and a complete crime against a vulnerable young adult.

On _____ petitioner pleaded with the judge stating facts to include he not order the release of protected address information and this commissioner refused and ordered petitioner provide service address account numbers within _____ hours to his court appointed trustee who was disciplined by the board for collusion, corruption, and self dealing and despite petitioner's plea and trustee's testimony that she had several conversations with her abuser and son stating that he would be endangering their lives after years of abuse and after he was arrested for giving a down payment to a hitman. Commissioner _____ only stated that that he spent a lot of time reviewing statutes and despite the State of Az Denial letter to protected address still ordered the petitioner to disclose information while there are threats now being made to remove me a guardian for choosing to protect our lives from a criminal after suffering _____ decades of all types of abuse.