

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-380

Judge:

Complainant:

ORDER

April 21, 2022

The Complainant alleged a commissioner/pro tem superior court judge improperly refused to interview his son concerning a petition to change parenting time, did not allow him to present all the evidence he wished to present, gave his ex-wife more time than he had during the hearing, and was biased against him because of his relationship with the attorney representing his ex-wife.

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 April 21, 2022.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

21-380

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.

did not follow the A.R.S. 25-403. Legal decision-making; best interests of child:

in court the court room said he didn't care about the past only right now, also said in court he does not interview children which contradict what A.R.S. 25-403 says he should follow.

did not follow the A.R.S. 25-405. Interviews by court; professional assistance:

said in court he does not interview children which contradicts what 25-405 says and in this case was not what wanted.

did not follow the A.R.S. 25-403.03. Domestic violence and child abuse:

overlooked the fact that there was witness testimony saying attacked the father several time and twice on the fathers step father.

ignored testimony that attempted to attack monty twice once out camping and the other at house i stopped it twice and was hit by the mother both times once holding in my arms while protecting

ignored the father on how many time the mother hit me the father while holding in my arms.

never asked me why i didn't call the cops on the mother. i would have told him if i did the mother would have just taken it out more on Thats why i never called the cops i wish i would of the first night when puched me in the face and tried to choke me out when she was pregnant with

In my exhibit 3 which was admitted into to the court with out objection. i showed what did to his bedroom door at my house and the wall which was brought on due to the mothers overwhelming control and pressure she puts on about school and everything else she puts on him. obviously didn't look at, or look into and care about it because on the he ruled in the mothers favor placing with the person caused him to act out in anger.

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did not follow and uphold to ARIZONA CODE OF JUDICIAL CONDUCT and Arizona Supreme Court Rule 81, Rules of the Supreme Court, as a Commissioner 3/Judge Pro Tempore of _____ County Supreme court to the oath he to the public.

In the court room on _____ said he does not care about the past only right now. i do believe as a judge he is supposed to know the past and present of the case to make an impartial decision and what is best for _____ in the future. The past makes the present and the future _____ again said he didnt care about the past in the court room.

the same day _____ also said he does not interview children. Which directly goes against the wishes of what _____ wanted to tell _____ on the

i the father requeste_____ to do a 1on1 with _____ to hear _____ wishes from the _____ at my house. again _____ said in court he does not interview children. _____ would have been _____ years of age a young adult if he would have been interviewed by

did not give me the father enough time in the court room to present my entire case against the mother. exhibits to the mothers _____ exhibits and the mother had more time on the stand.

told me at the being of the hearing he didn't care about the past which through my whole strategy out the window.

by not giving me the proper amount of time in court to testify and show all my exhibits from the past, now how could he know what is best for _____ and impeded my right for due process in case.

didn't even look at the grades which clearly show _____ did the same all year long start to finish.

the only reason i could think why _____ wouldn't give more time for me in the court room, look at the evidence and the testimony on my side like Judge _____ did. is because of his personal and professional relationship with

why else would _____ overlooked the anger that _____ displayed on _____ at my house because of the mother.

why else would _____ overlooked _____ grades for the entire year.

why else would _____ blatantly overlook and ignore act of domestic violence by the mother.

it has to be the relationship with _____ that _____ has.



I know [redacted] went to school today but now he is being marked absent. Did he get picked up?

I know he is home and it's my right to know what's going on with him.

What doctors appointment did he have today? He needs a doctors note for tomorrow for it to be excused.

Per our paper I am supposed to get him after school and seems how he isn't at success and or practice it is my time to have him. Please drop him off ASAP.

[redacted]
[redacted]
[redacted] is now more than two hours late you are going against a legal document as of this moment

Legally you did not have my authority to take [redacted] out of school and once you drop him off at school today you exchanged



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[redacted] is now more than two hours late you are going against a legal document as of this moment:

Legally you did not have my authority to take [redacted] out of school and once you drop him off at school today you exchanged custodial rights with me

Hey [redacted] wants to stay another night.

He also wants to be able to go back and forth to either of our houses as he feels like it. it's his choice and his decision as a young adult.

[redacted]
No he needs to come to my house

He also needs to go to school

It's my time and I need to get him caught back up with his missing assignments. I will see him shortly

Well he does go to school

iMessage



**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.**