

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-391

Judge:

Complainant:

ORDER

June 30, 2022

The Complainant alleged a superior court commissioner was biased against her during a petition for name change of a minor, and did not follow court rules and procedures.

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 Barbara Brown and Delia R. Neal did not participate in the consideration of this matter.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2021-391

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.

Change of name for a Minor was submitted by me the petitioner on _____ . All paperwork was filed with the court and the other party was served per the instructions on the form. Hearing was set for _____ with _____ . The day of the hearing the respondent did not file any response with the court objecting the name change. The respondent also did not appear on camera which was also stated in the instructions provide by the court. The father was allowed uninterrupted time to plea his case but when I the petitioner stated my facts which was the father did not file a response with the court when he was suppose to nor did he appear on camera he is still allowed additional time. I also stated that the rules were in place by the court system so that everyone is given a fair trial/hearing. When i stated those facts the Judge _____ did not like my statement and was very rude and dismissive towards me and stated that we would go to hearing and then cut me off from talking.

Second hearing scheduled for _____ with _____ . The respondent again did not file his response with the court nor did he send any of the filed copies to the mother who is the petitioner. The father was allowed again uninterrupted time to plea his case as to why he did not follow any of the instructions provided by the court. When _____ called on me to hear what i had to say I again stated the facts that are outlined on the court form. I stated he did not follow the instructions not once but twice nor did he provide me with any copies and yet he is allowed another chance, so my question is do the rules implemented by the courts only apply to certain people?" _____ did not like what I had to say and told me to be quite and to stop talking and stated " is that your response of a question". This is twice now that _____ has been dismissive towards me as well as very condesending. Based off of my interactions with _____ I am extremely uncomfortable and feel that he is biased towards me as a women.

I have filled everything appropriately with the court, served the other party, provided copies to the other party and I am still being talked to as if I am the problem and I have no say or rights regarding my case. The judge _____ gave the respondent an additional 2 weeks to submit his paperwork to the court. The behavior from this judge states that he is in favor of the respondent and I have no chance at a fair hearing even after I have done everything correctly. In addition to my case the father has not been in the minors life for _____ years the minor is _____ years old. I am doing this for the best interest of my child and I am not recieving a fair hearing based off of my interactions with the judge _____ . As the petitioner I submitted additionall doucmentation to the court for the Judg _____ to review and was unable to discuss any of the documents that I submitted due to his behavior towards me.

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