

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-403

Judge:

Complainant:

ORDER

May 25, 2022

The Complainant alleged a justice of the peace failed to recognize fraud perpetrated by the defendants in a civil 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 member Christopher W. Ames did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on May 25, 2022.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

21-403

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.

I believe that Judge _____ failed to look at the evidence that was submitted to him. This was done after a motion to appeal was filed on _____ and the appeal was denied. In the appeal it was submitted by myself that there was Fraud and Misrepresentation on the part of the defendants the _____ . The evidence is clear that there was fraud submitted to the court but yet the judge refuses to look at the evidence supplied. Even after another two attempts from my attorney I hired after this ridiculous judgement filed on _____ and _____ even then the judicial representatives don't want to admit that an injustice was made against me.

Some of the fraud that was presented to the court was the _____ was countersuing me for expenses they ocured. One of these items was for storage costs of _____ , yet the reciept they submitted to the court was for _____ Another expense they claimed I owed them for was for plumbing costs. This receipt was dated _____ . I never even looked at the house until _____ when a contract to purchase was put in place. This reciept was one of the downfalls of the house sale not going through. They never suppled the name of the plumber, the detailed work that was done, and the licesnse of the plumber since I questioned this receipt during the contract time frame due to the date of the receipt was before I even looked at the house. Nor did the defendants even supply any of this information during the initial court date on _____ These two items of fruaad was put right in front of the judge but yet he refused to consider that fraud submitted to the court.

These items are apart of the records already in the court filed on _____ by the defendants, _____ by myself, _____ by my attorney _____ . I have attached the evidence I have mentioned above. These decisions affect people's life and considering I was ordered to pay the defendants for this fraudulent evidence makes the justice system a complete failure of the truth.

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) Case No.
Plaintiff,)
vs.) RESPONSE TO A SMALL CLAIMS COMPLAINT
) 17B A.R.S. Justice Court Civ.Proc.Rules, Rule 116
)
) COUNTERCLAIM AGAINST PLAINTIFF
Defendant (s) .) 17B A.R.S. Justice Court Civ.Proc.Rules, Rule 117
)
) [Hon.]

COMES NOW, Respondents,
 (hereinafter "Respondents",
 enter their Response to a Small Claims Complaint and Counterclaim
 against the Plaintiff. Defendants hereby allege as follows:

PARTIES

1. Defendants/ , who
 reside at
 County, in the state of Arizona, Responding to this claim.

1
2 Therefore, Defendants are Responding and Countersuing the
3 Plaintiff for the additional costs and fees they incurred.

4 See (Exhibit D)

5
6 12. Lastly, on _____, when the contract was cancelled
7 Plaintiff was awarded a check in the amount of _____ dollars
8 from the earnest money. See (Exhibit E)

9 COUNT I

10 BREACH OF CONTRACT

11 13. Defendants hereby incorporates, reasserts and realleges
12 each and every allegation set forth herein.

13
14 14. Defendants and Plaintiff entered into a contract with the
15 understanding that Defendants would remove decorative items from
16 the back yard.

17 15. The Plaintiff has a duty under the contract to pay the
18 amount of _____ for Defendants unnecessary added expenses.

19 16. Plaintiff breached the contract by not following through
20 on her end.

21
22 17. As a result of Plaintiff's breach, Defendant has been
23 damaged, and continued to be damage in an amount equal to the
24 outstanding amount of _____, plus all other costs incurred due
25 to the Defendants breach.

26
27 ///

28 ///

**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.**