

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-425

Judge:

Complainant:

ORDER

June 24, 2022

The Complainant alleged a superior court commissioner upheld an order of protection based on perjured testimony and other improper evidence.

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 Colleen E. Concannon did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on June 24, 2022.

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

FOR OFFICE USE ONLY

21-425

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.

Commissioner _____ upheld a Protective Order that my wife _____ obtained while in the commission of violating standing Court Orders, in _____ and during the commission of a crime of Child Custody Interference. Commissioner _____, also made her ruling based on a "video" that she herself stated was more of an "Audio" recording that my wife was allowed to play, cherry pick the parts she wanted heard, against my objections that this video was not provided to me before the hearing, nor the courts. I also objected that the argument seemed to be edited. This was all overlooked. The fact that I stated this argument took place, and my wife confirmed it, that it took place in _____ at my residence _____ I also confirmed that my wife had already filed a police report about it in the Jurisdiction. This was confirmed, and I had with me a copy of the police report stating it was closed, with no action taken. Because my wife had no right to be at my house and had no right to try and remove my children from my custody. Because I have "Sole Managing Conservatorship" meaning I have been awarded sole decision making for the care and decisions concerning the children in a _____ This was all overlooked by Commissioner _____ and she made her ruling based on that "audio" recording, and ignored my exhibits, because I didn't have them submitted in time by her courts procedures. However, my wife was allowed to play this "audio" recording, and contradicted herself multiple times and perjured herself, which I pointed out. I stated that I was ONLY in _____ and had used _____ Police and _____ County Courts while there to get physical Custody of my children back. So Comm. _____ modified the Protective Order, which is allowing my wife to usep the _____ Court orders. and try and File Police reports on me. My wife, was ordered in _____ to Use the " _____ " and has had all of her legal mail from _____ County mailed to my address, which she tried to list on the PO as her "Exclusive Right" residence in violation of the _____ Temporary Order. MY wife is trying to Jurisdiction shop, and Comm. _____ ignored this statement. I have filed a case with the _____ as my wife perjured herself on the form, and I showed this not only in Comm. _____ court, but it was noticed in Comm _____ and Judge _____ courts in previous court dates stemming from my wife abducting my children and going to Arizona. My wife is under Felony Criminal Investigation in _____ for Child Custody Interference, and lied on her Protective Order application and under oath numerous times. Comm _____ ignored all of this, based her ruling on a recording taken without my knowledge, cherry picked during the parts that my wife wanted to show, and ignored key phrases by me such as "get out of my _____ house", "we have a court order", "call police, I know I have the current documents", "No I am afraid you will Kidnap the children". The last one is what she did the next day, when she took the kids for her _____ Court Ordered Visitation time. My wife _____ is trying to get Arizona to violate the Uniform Child Custody Act, and it has already been decided in Judge _____ court that Arizona has no Jurisdiction. Everything that my wife _____ listed in her affidavit for the PO, was a lie and word smithed to make it look like I was not the one that showed up with police to find my children. So by me coming to Arizona and using the police, courts, and legal system, my wife is claiming she needs a protective order to keep her safe. The only things I have sent here are correspondence for our divorce, her legal documents, judgements, and court orders she is still having delivered to my house in _____ I believe Comm. _____ used bias, and failed to realize that my wife lied, is manipulating the system in Arizona like she tried to do here in _____ and previously tried in _____ This is a violation of my rights to protect myself, my property, and my children in _____ where the alleged event took place and has already been adjudicated. My wife didn't get the outcome she planned and wanted, and decided to _____ Arizona, where she was illegally at with our children. This is in Violation of the Uniform Child Custody Act, and sets a horrible precedence to allow

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parents to abduct their kids from another state, and seek protection through lies, manipulation, and perjury in open court under oath. Because they are not getting their way in the jurisdiction where the case is being handled. My wife has never filed a single motion ir _____ except to continue court dates, since filing for divorce approx _____ . now _____ years later she is trying to claim abuse, and using an edited and pre-planned recording, taken in _____ and already established Jurisdiction in that state, to manipulate Arizona Courts, and because I came there to Exercise my rights as the SOLE MANAGING PARENT, Legally, then I get punished. This is a grave injustice to single fathers everywhere. WHen I have been caring for these _____ children for over _____ years by myself, and with little interaction from the mother. She hasnt even paid her child support and is currentlv four months behind. Cases that involve this in Arizona which should of never happened are this one. _____ and _____ . My wife is currently in violatin of all court orders to keep you all informed of her current address. Her father also filed an injunciton of Harassment for me having police look for my children at his house _____ . All because i was looking to get my kids back, legeally, which I have the RIGHT to do. I have the court order, and she took them, but Comm. _____ overlooked this, and upheld the PO, because my wife was allowed to lie repeatedly under oath. I believe my wife is doing this, because she has been an absent mother, and has had her rights reduced to visitation, which since this incident, has been further reduced to two one hour supervied visits a week. I want to file this judicial review against Comm. _____ as she based her euling on events that happened in another state, ignored key evidence, and violated her own court "rules" on behalf of one party.