

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-082

Judge:

Complainant:

ORDER

December 22, 2022

The Complainant alleged a justice of the peace improperly granted an injunction against harassment.

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 Colleen E. Concannon and Louis Frank Dominguez did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on December 22, 2022.

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

FOR OFFICE USE ONLY

22-082

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 was ordered to appear before Judge _____ on _____ . A constable delivered this the order to my apartment _____ days prior, on _____ She delivered it around _____ . I read through the papers she had given me, and it was an injunction against harrassment from my next-door neighbor,

I had been a resident at _____ apartments since _____ and I had never had any complaints from neighbors or from the property's management.

My neighbor, who had been harrassing me and destroying my property from the time she moved into the apartment community in early _____ , was angry at me for a number of reasons. I refused to accept food she offered me that she stole from the store. I refused to fraternize with her. I refused to allow her to put dishes, plates, and other miscellaneous items she'd stolen from other residents who had been evicted from the apartment community and who were currently living there and whose apartment doors were unlocked.

I also refused to listen to her talk about her troubles. She was an alcoholic with PTSD and she told me she was pregnant and needed someone to talk to. This was shortly before she filed the injunction. I explained I had to go to work and did not want to talk to her at all about anything, especially about things like that. I walked into my apartment, and I began ignoring and avoiding her every time I saw her. Immediately after this, she began letting her dog urinate on the doormat in front of my door.

I told the leasing office about this, and they told me there were going to kick her out of the community and that she had complaints from other neighbors, too. This was right before I recieved the injunction papers from Constable _____ , which were filled with false statements about me.

Judge _____ had no evidence that I had done the things _____ stated in the injunction. She had no evidence whatsoever that I had done any of the things either, and Judge _____ granted her the injunction anyway.

When I appeared in court, _____ who was in a separate room and talking through a speaker, stated that I became jealous that she was spending too much time with someone named _____. I told the judge that I didn't know anybody named _____ and that I never had a desire to even speak to _____ from the time she moved into _____

Judge _____ read the statements she had written that were false out loud to me and told me that what was going on with _____ and me was a "triangular thing". I don't know why the judge chose to believe the false statements of _____ and assume that what was going on was a love triangle. _____ was someone I never had a desire to engage with from the time she moved into the apartment community. The judge denied the injunction, but what money I lost when I missed work, as well as the lies she spread to the property management, were not repaired.

_____ who did not have a job at all, had a lot more time on her hands than me and judge _____ allowed her to not only waste my time, but to lose money. I also was unable to do valuable work at the elementary school I work at on _____

I need to know why judge _____ chose to believe the statements of an unemployed alcoholic who excessivley shoplifted, stole things from random people, caused trouble with me and several other residents at that apartment community, who damaged my property with dog urine and other liquids, and who excessively lied about someone who simply did not want to fraternize with her from the she met him.

I had no complaints from neighbors, no criminal history, and always paid my rent on time. Why did the judge grant this injunction? Even though the injunction was denied, I still had to go through this process.

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