

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-212

Judge:

Complainant:

AMENDED ORDER

July 5, 2023

The Complainant alleged improper rulings by a superior court judge hearing a family law matter.

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 Amended Order reflects the correct nature of the underlying litigation of the complaint. The complaint is therefore dismissed pursuant to Commission Rules 16(a) and 23(a).

Commission member Delia R. Neal did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on July 5, 2023.

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-212

Judge:

Complainant:

ORDER

May 18, 2023

The Complainant alleged improper rulings by a superior court judge hearing a criminal 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 Delia R. Neal did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on May 18, 2023.

CONFIDENTIAL

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

FOR OFFICE USE ONLY**2022-212****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.

On _____ the Court held an Evidentiary Hearing, on remand from the Court of Appeals (see attached), regarding the limited issue of parenting time for the parties' minor child.

Both Mother and Father testified, and Mother's mother— _____ -testified only to rebut Mother's testimony regarding her financial circumstances. No witness testified as to the relationship between _____ and the minor child. Also, no written evidence was entered on these subjects.

**** Judge _____ referenced documents that were not admitted during the Trial, _____) report that neither party used as an exhibit part of record but not able to cross doctor at hearing (see transcript attached)

**** Judge _____ appeared to be giving Opposing Party - _____ legal advice at hearing witness precluded but could use as rebuttal. (see transcript attached)

*****It was inappropriate for Judge _____ to give Opposing Party - _____ legal advice regarding grandmother as witness (see transcript attached)

*****Since this case was remanded from Courts of Appeal ruling dated _____ (see ruling attached) Judge _____ said ' _____ ' referring to exhibits submitted by Respondent's - _____ attorney _____ documents to support Mother's position and proof of medical records for minor child which included _____

_____ This judge refused to review documents in a 1 1/2 hr remand hearing from _____ original trial with Judge _____ that was in favor of respondent's

Also on Judge _____ minute Entry issued on _____ for the ruling of _____ Trial included several inaccurate statements that were on Record and on the transcript, but this Judge choose to use allegations vs. actual evidence submitted to support Mother's testimony regarding minor child _____ from mental health provider diagnosis for minor child.

Additionally Judge _____ failed to recognized that THERE IS A HISTORY OF DOMESTIC VIOLENCE from the Transcript from _____ trial because Petitioner testified he doesn't fighter the Order of Protections since they come off after 1 yr. To add, the Family court docket includes the FC cases for Order of Protections and they are not allegations, they were both entered and assigned cases _____ per URL link below:

As a result of Judge _____ negligence and conduct, I have lost more parenting time with my daughter

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

FOR OFFICE USE ONLY

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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.

and my daughter's mental health has been disregarded COMPLETELY for
Exhibits, signed reports from license
professional were submitted by Respondent for Trial Exhibit. (SEE TRANSCRIPT ATTACHED,
Mother's testimony was NOT an allegation, she told the truth !!!!!).

Judge _____ conduct in the Court Room was beyond unprofessional and very disturbing for my
attorney to imagine and accept. I was so discouraged and experienced prejudice.

To support this complaint, please find attached these files attached:

1. Appeal ruling - Parenting time, psychotherapy, Attorney fees
vacate ruling
2. Family Court Cases including Order of Protection cases
and the Motion to Consolidate OOP and family court case - DENIED by Judge
in which Judge IGNORED AS WELL FROM THE DOCKET.
3. My card front and back to prove my participation.
4. The Trial Hearing - Transcript Judge - Did not want to review exhibits on record
5. The ME Order for legal decision making and child support

Judge _____ has costed my daughter severe damages in the area financial hardship, financial
abuse, emotion/mental abuse disregarded, has shown bias, prejudice and disregarded Mother's
credible exhibits to support remand case from Courts of Appeal favored her Appeal vacating Judge
ruling from _____ under advisement ruling.

PLEASE REVIEW THE TRANSCRIPT TO FULLY UNDERSTAND THE BIAS THIS JUDGE
HAS COMMITTED.

Sincerely

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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF

IN RE THE MATTER OF:)	
)	
)	
)	
Petitioner,)	
)	CASE NO.
and)	
)	
)	
)	
Respondent.)	
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BEFORE THE HONORABLE
SUPERIOR COURT JUDGE

TRANSCRIPT: EVIDENTIARY HEARING

Transcript prepared by:

TRANSCRIPT

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A P P E A R A N C E S

On Behalf of the Petitioner:

On Behalf of the Respondent:

On Behalf of the Intervenor:

Also Appearing:

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I N D E X

WITNESSES

DIRECT CROSS REDIRECT RECROSS

PETITIONER'S WITNESSES:

RESPONDENT'S WITNESSES:

* * * * *

EXHIBITS

Page

PETITIONER'S EXHIBITS:

- 2 - Affidavit of financial information
- 3 - Under advisement ruling
- 4 - Counter settlement offer
- 5 - Court-appointed advisor report

RESPONDENT'S EXHIBITS:

- 12 - affidavit of financial information
- 13 - spreadsheet re parenting time
- 19 - Settlement letter
- 20 - letter to court-appointed advisor
- 21 - Bates - Parenting class certificates
- Bates 0 - spreadsheet re parenting time
- Bates 1 - emails from to present
- Bates 2 - records
- 24 - Child's mental treatment plan
- 26 - Email exchange re parenting time
- 30 - email exchange
- 32 - Letter to Petitioner's employer
- 34 - Employment documents from Petitioner's employer
- 45 - at
- 47 - 2 email exchange
- 61 - Audio file

**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.**