

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 22-235

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Judge:

Complainant:

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**ORDER**

September 21, 2022

The Complainant alleged a municipal court judge improperly upheld an order of protection following a contested hearing

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 September 21, 2022.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**2022-235**

**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.

Please see attached two pages.

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The hearing for an Order of \_\_\_\_\_ was held on \_\_\_\_\_ between myself and \_\_\_\_\_ Retired Judge \_\_\_\_\_.

\_\_\_\_\_ heard the case. \_\_\_\_\_ is alleging that I am stalking her by bring her gifts. I live in \_\_\_\_\_ and I visit my friend in \_\_\_\_\_ from time to time. In the past year I have visited \_\_\_\_\_ times. I don't go to Arizona very often so not sure what would constitute "stalking".

has been estranged from me, her mother, since She had finally begun talking to me in via text messages via my friend She had been responding since She accepted all the gifts I gave her in and again in If required an Order of then why did she talk to me via my friend phone via text. Why did she accept gifts from me. She knows I am not a threat to her but she used the court system for revenge. In the court recording of her voice, you will hear that she is very You can hear it in her voice very easily. I don't know why she is angry and hurt because she would not talk before but she did start in She would answer my text messages via my friend but only in random. But now this all has been destroyed by an abuse of discretion exercised by Judge I had finally gotten my daughter to start talking to me, although very limited, but now Judge has ruined that. He has contributed to the destruction of my family. I posed nor do I pose any threat and Judge had no proof of anything else.

In addition, I asked Judge [REDACTED] if he had read my response to my daughter, [REDACTED] allegation to which he responded no. Judge [REDACTED] made a blind and arbitrary decision because he can and did abuse the courts discretion. As a result, I have had to file an appeal with the court, hire an attorney, pay out attorney fees which I

don't have money for, stress over my security clearance as it is now in jeopardy, stress over my finance's due to attorney fees, cannot buy ammunition, had to stop my classes with , cannot defend myself, and face the possibility of the loss of my job and income. This is a family affair that Judge clearly could not see through even with no evidence presented to him, but then again, he did not even read my reply to the that was put before him. Had he read my reply, he would have seen what how used the court system as revenge against her mother, me.

The court system is supposed to protect and preserve the family structure. Judge did just the opposite. He had no evidence to uphold an but yet he did. This is an abuse of discretion and no Judge should be on the bench if he or she is abusing discretion.

I work for the and have a Judge knew this at the time of the hearing and still granted an knowing that this would compromise my security clearance and ultimately my job and income/ability to support myself. All this because I dropped off gifts to my daughter, Seems that Judge cannot reason logically or rationally, showing an example of his abuse of discretion.

As a direct result of Judge abuse of discretion and inability to see through the abuse of the system via my daughter, pretense during the hearing, I have had to file an appeal with the court, hire an attorney, pay out attorney fees which I don't have money for, my right to take shooting lesson from the right to purchase ammunition, my right to protect myself as I was just starting to learn to shoot via stress over the possible loss of my security clearance as it is now in jeopardy, stress over my finance's due to attorney fees, and the possibility of the loss of my job/ability to support myself all because accepted gifts from me, her mother, and somehow this is a threat to her safety and wellbeing?

I love my daughter and that is why I gave her gifts and was texting her via my friend Mr. and she was starting to talk to me but now with the erroneous decision made by Judge this has destroyed any hope of my daughter and I reconciling. Everything I did was out of love and compassion from being her mother. There never was any threats made or harm brought to my daughter by me.

It is my hope that Judge does not ever hear another case.

# ORDER OF PROTECTION

☐ Amended Order

Case No. \_\_\_\_\_

Court ORI N \_\_\_\_\_

County \_\_\_\_\_

State

**AZ**

PLAINTIFF

PLAINTIFF IDENTIFIERS

First Middle Last

Date of Birth of Plaintiff

And/or on behalf of any minor family member(s) or Protected Person(s) listed below. (List name and DOB)

V.

DEFENDANT

DEFENDANT IDENTIFIERS

First Middle Last

Defendant/Plaintiff Relationship:

Defendant's Address:

CAUTION: ☐ Weapon Alleged in Petition

☐ Estimated Date of Birth

**WARNINGS TO DEFENDANT:** This Order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. territory, and may be enforced by Tribal Lands (18 U.S.C. § 2265). Crossing state, territorial, or tribal boundaries to violate this Order may result in federal imprisonment (18 U.S.C. § 2262). Because of this order, it may be unlawful for you to possess or purchase a firearm or ammunition pursuant to federal law under 18 U.S.C. § 922 (g)(8) or state, tribal, territorial, or local law. If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney. Only the Court, in writing, can change this Order.

This Order is effective for one year from date of service.

## THE COURT HEREBY FINDS THAT:

It has jurisdiction over the parties and subject matter.

☐ Defendant received actual notice of this hearing and had an opportunity to participate.

**THE COURT, FINDING REASONABLE CAUSE,** to believe that Defendant may commit an act of domestic violence or has committed an act of domestic violence within the past year (or good cause exists to consider longer period),

## HEREBY ORDERS:

**NO CRIMES.** Defendant shall not commit any crimes, including but not limited to harassment, stalking, or conduct involving the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily injury, against Plaintiff or Protected Persons.

☒ **NO CONTACT.** Defendant shall have no contact with Plaintiff except through attorneys, legal process, court hearings, and as checked: ☐ Phone ☐ Email/Fax ☐ Mail  
☐ Other: \_\_\_\_\_

☐ **NO CONTACT.** Defendant shall have no contact with Protected Persons except through attorneys, legal process, court hearings, and as checked: ☐ Phone ☐ Email/Fax ☐ Mail  
☐ Other: \_\_\_\_\_

**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.**