

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-270

Judge:

Complainant:

ORDER

April 12, 2023

The Complainant alleged improper legal rulings by a superior court judge hearing a family 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 Colleen E. Concannon did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on April 12, 2023.

CONFIDENTIAL

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

FOR OFFICE USE ONLY**2022 - 270****COMPLAINT AGAINST A JUDGE**

Name: _____ Judge's Name: _____ y

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 am writing you this letter to inform you of the bias showed to respondent _____ by Hon

The order stipulated _____ County had jurisdiction over the children and father was requesting the children be returned to the _____ He was requesting children be immediately placed in his care and father be awarded sole legal decision making authority with respect to both children. The complaint was filed by attorney _____ on behalf of the petitioner
It was noted in prior court proceedings _____ no longer resided in _____ since _____ I was advised by all _____ I did not have to advise the court nor _____ of my leaving the state since he left _____ and has resided in _____ since _____
In the complaint filed by the respondent's attorney it stated Father had no idea the petitioner left to live in _____

The respondent _____ knew petitioner was living in _____ or he had contact with his children up until _____ via zoom.
In _____ I was determined logistically _____ could not travel weekly from _____ for physical visits with is children. The court order was never changed by the first attorney, who negotiated with _____ back on _____ for zoom visits due to petitioner living in _____
He would not have been able to meet the court order _____ weekly physical visits due to logistics _____

The court order _____ referred to in his complaint which was signed in _____ reflected Mr. _____ desire not to support his children. No request was made by petitioner to have the court change his visitation from physical to zoom visits other than he would be responsible for all costs associated with his visitation. _____ continued to visit with the children via zoom _____ after _____ up until _____ when he quit exercising his rights to visit with his children. This was about the same time he was served with the _____ court paperwork. During the visits from _____ hru _____ his daughter informed _____ she was living in _____ She informed him the name of the school she was attending and where she was residing.

I had contact with _____ in _____ and _____ in which he was advised to call my attorney here i _____

During the court proceeding held on _____ ludge _____ indicated she had discusse case with the judge here _____ and notified her about the circumstances regarding the case in Her words were used against me in the custody case here _____ The judge here _____

suspended _____ visits. She reinstated his visits during our most recent court hearing and mentioned her decision was based on what she had heard from the judge in _____

_____ has chosen not to speak to his children. His last physical visit with his children was in _____ and his last zoom visit again was in _____ He had not made any contact via phone, zoom or mail since _____ I did not stop him from calling or seeing his children as implied by Judge _____ to the judge here _____

The law both i _____ stipulate if a parent does not have contact with the minor children for six months or more, their right can be terminated.

_____ has not had contact with his children since _____ was allowed to have zoom visits even though it was not reflected on any of the court proceedings since _____

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