

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-271

Judge:

Complainant:

ORDER

April 20, 2023

The Complainant alleged improper legal rulings by a superior court commissioner hearing an order of protection.

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 Denise K. Aguilar and Michael J. Brown did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on April 20, 2023.

Comp

Judicial Conduct Community. 2022-271

my name is _____ I
am currently incarcerated in the _____
I would like to file a complaint
against Comm. _____ of The Superior
Court in _____

On or Around _____
my wife _____ was granted an order of
protection against me. On the Order of protection
gave our home address as one of
the addresses she didn't want me to go to.
(our home
address).

When _____ was granted the
order of Protection she did not live at the
address. On _____
took my car. I went by our home looking
for my car and was arrested. I was on
Probation at the time. The Sheriff that
arrested me notified _____ who then
called my Probation officer. Because I was
being arrested for failing to comply with
a court order my probation officer filed a
Petition to revoke. Now keep in mind that

the only reason my probation officer filed a Petition to revoke on was because I was being arrested for failing to comply with the Court order. (Order of Protection) from until

I was incarcerated in the jail. I Bonded out

Once released I requested a hearing in the Court that granted the Order of Protection, Comm. granted a Hearing. During that hearing I brought up the issue of not living in our home when she Applied for the Order of Protection. (The hearing was held

V.S CASE) Judge ASKED

if this was true and admitted to it. Judge told that She could be Sued for damages because I had to Sleep on the Streets, loss of wages... Ect. Also during that hearing I brought up the issue of living in our home. (

removed and her children from our home because they felt needed to be supervised around her children. This is why was not staying in our home when she applied for the order of protection. needed to find a place that would approve and an adult to supervise while she was around her children. approved home. (the children's grandmother).

IS
told the only way she can stay with is if moves for some reason is not allowed to be around children.

During the hearing on I bring up the issue of living in our home and says "

" So at this point. I have been arrested kept in County jail, kick out on the streets, with an order of protection keeping me from going to my home. But is living in my home because he can't be around children in his home, and is in

home because that was the approved address
and _____ was the Approved adult by _____
I don't know why _____ wasn't Allowed
to be around _____ children. He is thier uncle.
However the address (my home) is about
_____ from _____ school, so if
_____ isn't Allowed to be around _____ children
why move him into a school zone?

Because of the Arrest on
(failing to Comply with the Order of
protection) my Probation was revoked. On
_____ I was sentenced to 1.5 years
in prison. I still have a pending case in the
_____ court for failing to Comply
with the Court order.

I wrote several times to Comm.
and told her that im in prison because
put our address on the order of protection.
The Same Order of Protection Comm
told _____ She shouldn't have put the address
on and 'because she did she could be sued.

my Question is.. If _____ knowling
falsified documents and the judge knows
(Comm _____ why was i sent to prison?)
(41)

Recently I had a conversation with ... I asked why she put our address on the Order of protection when she didn't live there. ... claims that ... put her up to it. from the facts from the hearing on ... in front of Comm ... it may be possible that ... put her up to it. ... claims that ... told her to do it that way her children wouldn't be split up and her and ... could swap homes without me interfering.

I keep submitting letters to Comm and motions requesting a new hearing. I would like the conversation between ... and ... on record. And I've asked several times how can I be sent to prison for something I did. I was the victim in this whole mess.

The entire Order of protection that ... filed was a lie. She claimed I had a fire arm.

... called the police on me at least 15 times in a two month period. Not once did she call about me having a fire arm. She also called my probation officer numerous times but never said I had a fire arm. She claimed I kicked my dog over and over. I care more about animals
(5)

**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.**