

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 22-315

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Judge:

Complainant:

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**ORDER**

November 17, 2022

The Complainant alleged a justice of the peace was biased and considered ex parte information when deciding 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 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 Barbara Brown did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on November 17, 2022.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**2022-315**

**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 previously filed a petition of harassment against \_\_\_\_\_ on \_\_\_\_\_ in the \_\_\_\_\_ Justice Court. The petition was denied. That denial is not the reason for this complaint.

On the evening of \_\_\_\_\_ another incident of the \_\_\_\_\_ anger and violence erupted against me. \_\_\_\_\_ came over and cut our irrigation line with a box cutter. He cut his hand as well and was dripping blood on the pavers of the easement driveway. His anger superceded any concern about his bleeding hand. \_\_\_\_\_ called the \_\_\_\_\_ County Sheriff department and a report of the incident was made. I filed another petition with the courts on \_\_\_\_\_ I was allowed into see Judge \_\_\_\_\_ before it was filed and to receive a court date. I addressed Judge \_\_\_\_\_ and explained the actions of \_\_\_\_\_ during his act of violence. At this point Judge \_\_\_\_\_ interrupted me and (in my opinion) said with great irritation that if we trespassed on the \_\_\_\_\_ easement, SHE (meaning \_\_\_\_\_) could do '\_\_\_\_\_' ". I was very disturbed and confused by his tone and statement. Feeling I had no other course of action, I left the court room.

I wish to state the reason for my concerns. During this current incident, when the \_\_\_\_\_ first started arguing and pulling our drip line out from the easement in question, \_\_\_\_\_ clearly stated on occasions, for both my wife and I to hear, that she had received information about easements directly from Judge \_\_\_\_\_

We did not immediately have concerns for her information source as there was no petition filed. After meeting with Judge \_\_\_\_\_ (and being subjected to his negative attitude towards me) I was advised by Judge \_\_\_\_\_ that I needed to file a separate petition for \_\_\_\_\_ and his actions, as opposed to filing one for the combined harassment of both the \_\_\_\_\_. I have recently been advised that contact to either party without the other party present is not allowed. After knowing this I am very concerned about the impartial judgement that I can receive.

Additionally when talking with my neighbor \_\_\_\_\_ he said that \_\_\_\_\_ made comments about my last contact with Judge \_\_\_\_\_ as to my last visit to the court. She quoted Judge \_\_\_\_\_ as saying "\_\_\_\_\_" ". This witness and my other neighbors are willing to attest to \_\_\_\_\_ anger and statement regarding Judge \_\_\_\_\_

After legal advise we have no choice but to take this action to protect ourselves.

During all of this process, I had a heart attack which resulted in \_\_\_\_\_ surgeries and \_\_\_\_\_ stents placed in my heart. \_\_\_\_\_ During the \_\_\_\_\_ destruction of our drip line and the confrontation, I became dizzy and felt nauseous. Continued harassment will result in consequences I am not prepared to deal with for my health.

The drip line destroyed by the \_\_\_\_\_ has not been replaced. We repaired the line and moved it off the property line. We feel we have "\_\_\_\_\_ " in this action.

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At this point I would like to state that in our first court encounter for the harassment issue, the email recieved from \_\_\_\_\_ referring to anger issues in the past has been ignored by Judge \_\_\_\_\_. If the \_\_\_\_\_ are willing to bring a box cutter over our driveway and destroy our property, we are very concerned for our well being.