

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 22-359

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Judge:

Complainant:

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**ORDER**

The complainant alleged delay and error in a family order issued by a superior court judge.

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.

After review, the Commission found the judge's conduct violated Rules 1.1 and 2.5(A) of the Code of Judicial Conduct, along with Art. 2, §11, and Art. 6, §21 of the Arizona Constitution. While this was improper under Rules 1.1 and 2.5(A) of the Code of Judicial Conduct, the Scope Section of the Code provides that not every transgression will result in the imposition of discipline. The Commission decided, after considering all the facts and circumstances, to dismiss the Complaint pursuant to Commission Rules 16(b) and 23(a), but to issue a warning letter to the judicial officer reminding of the obligation to issue timely rulings

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

Dated: August 30, 2023

FOR THE COMMISSION

/s/ Christopher P. Staring

Hon. Christopher P. Staring  
Commission Chair

Copies of this order were distributed to all appropriate persons on August 30, 2023.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY****2022-359****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.

After attending court twice for custody orders, Judge \_\_\_\_\_ took over 60 days on both occurrences to send out complete orders.. Along with that on \_\_\_\_\_ after already taking 60+ days to complete the final orders, the judge made a vital mistake. Judge \_\_\_\_\_ stated that I am ordered to pay the other parent child support (the other parent only has supervised visits six days out of the month, four hours each visit). Because of that mistake, not only have I been without assistance from the other parent, but I've additionally had income withholding orders, decreasing my overall income. I have had to pay over \$ \_\_\_\_\_ which I have not received back. This mistake has yet to be adjusted after 68 days (as of \_\_\_\_\_).

After reaching out to the judicial assistant yesterday ( \_\_\_\_\_ ), she said she would give me a call back by the end of the day with an update and never did. After calling back twice, she returned my call the following morning, refused to provide any updates on my own case and proceeded to hang up on me. \_\_\_\_\_ Hayden Schultz

The lack of communication and consistency from the judge as well as her assistance is absolutely unacceptable. It is extremely clear that they have no acknowledgement of their mistake or at the very least enough sympathy to fix the mistake they made in a timely manner.

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After reaching out to the judicial assistant yesterday ( \_\_\_\_\_ ), she said she would give me a call back by the end of the day with an update and never did. After calling back twice, she returned my call the following morning, refused to provide any updates on my own case and proceeded to hang up on me. \_\_\_\_\_ Hayden Schultz

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