## State of Arizona

## COMMISSION ON JUDICIAL CONDUCT

## Disposition of Complaint 22-401

Judge:

Complainant:

## ORDER

#### August 25, 2023

The complainant alleged a justice of the peace denied her the right to be heard on two petitions for 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, Roger D. Barton, and Michael J. Brown did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on August 25, 2023.

Comp 22-401

## From:

#### Sent:

 To: Commission on Judicial Conduct <CommissionJudicialCo@courts.az.gov>

 Subject: RE: COMPLAINT AGAINST

COURT

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you ecognize the sender and know the content is safe.

Good afternoon my name is

and I would like to file an official complaint against

On I filed an order of protection against my sister made false reports to law enforcement with the sole intent on myself going to jail to be harassitory and retaliatory against me, shes made multiple false reports to , She's called housing to try and get my evicted from housing, she admitted she hasn't talked to me in in and filed malicious order of protection against me which I requested a hearing with the Judge in which was scheduledfor . That order in which I was the defendant was dismissed. She claimed identity theft and fraud I was investigated by and Detective concluded accusations were unfounded. She's called and stated me and my kids shoplift is known when she doesn't get her way to maliciously retaliate. When I filed the order of protection online my petition was given to I waited for her to call the entire day and she never called me. I called the Court and spoke to who stated she would reach out to directly. reached out to her and called me. I said hello several times and she hung up. I fount out later by that denied my order of protection.

after speaking to law enforcement in with regards to filing harassment charges against I was advised to file an order of protection. I did so. Once I finished my order of protection via online. I contacted the Court and spoke to in which I gave her the online confirmation number. I advised her several times I did not want this OP sent to the Judge in . She stated that the judges were out this week and shes the only one available. I was VERY RELUCTANT but agreed. At I received a phone call from T answered the phone and said hello for 8 seconds and she hung the phone up. At I called that same number back as I was taken through multiple prompts I hung up and called the

Court. I spoke toand advised her of the call I received and she stated it wasfromstated she would call theto see if she could call me backagain. I thanked her for her time and disconnected the call.

I made an attempt to callatand the secretary answered I gave her myinformation so I could speak to. She put me on a long wait then answered the phone andsaidcontacted me twice and denied the order. I advised her that was not true hersecretary was very rude which I have recorded.

is very PREJUDICIAL, BIAS, UNETHICAL and RACIALLY DISCRIMINATORY. notes she wrote on the Order of protection are preposterous of course she wouldn't know all the details as I'm only given so much room to write on my complaint online. I have the evidence needed to file an OP OPINIONS are accusations if she would have done her job and initiated contact instead of hanging up when I said hello there wouldn't be an issue. I don't know what this Judges issue is with me but she's a VERY DISRESPECTFUL person as well. She doesn't base her decisions on the law she uses her feelings. is not fair and she allows her staff to be rude and for her to LIE TO JUSTIFY WHY MY ORDER WAS DENIED IS DISGRACEFUL I will submit my evidence below. How would I be able to submit documentation to prove my case to if she lied about contacting me. And this is why I didn't want her to decide this matter because she did the same thing in

. Judges that lie such as definitely don't belong on the bench and should be removed immediately.

If she would have granted my order of protection an officer from the stated would have been charged with felony violation of a court order.

ARS 13-2921

For the purposes of this section, "harass" means conduct that is directed at a specific person and that would cause a reasonable person to be seriously alarmed, annoyed, humiliated or mentally distressed and the conduct in fact seriously alarms, annoys, humiliates or mentally distresses the person.

Respectfully Submitted

If you have any questions or concerns please feel free to contact me at or

Plaintiff	CASE NO:	HEARING ORDER
V Defendant		[X] Order of Protection [] Injunction Against Harassment [] Injunction Against Workplace Harassment Issued Date:

[X] The request for:

[X] A protective order is [] granted [X] denied [] withdrawn. Reason:

[] A hearing is denied.

[ ] A motion to continue is denied.

[ ] A motion to modify is denied.

[ ] The Court continues the hearing set for \_\_\_/\_\_/ (date). See Notice of Hearing.
 [ ] The Court cancels the hearing set for \_\_\_/\_/ (date).

[ ] On Plaintiff's motion, the Court dismisses the protective order listed above.

## At time of hearing:

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Plaintiff: [ ] Appeared [ ] Failed to Appear but did not have Notice [ ] Failed to Appear but had Notice [ ] Appeared [ ] Failed to Appear but did not have Notice [ ] Failed to Appear but had Notice Defendant:

[ ] The Court dismisses the protective order listed above.

[X][] A protective order is denied.

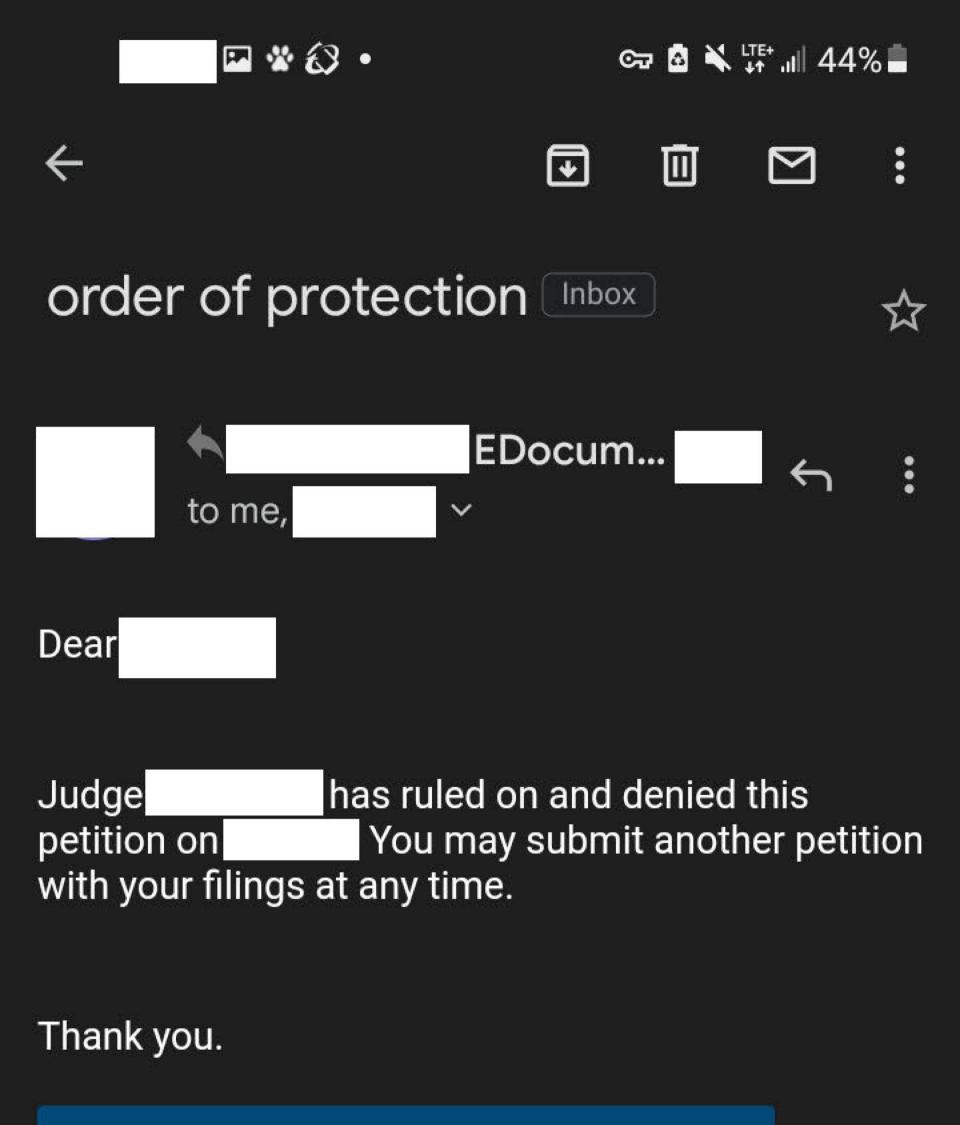
A protective order is granted.
 Brady applies. (18 USC § 922(g)(8)).

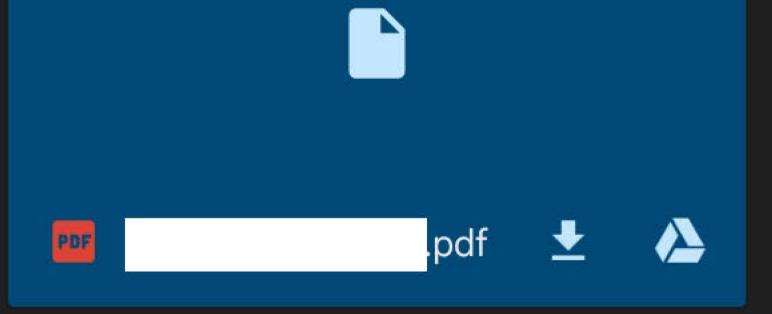
] The protective order listed above remains in effect. [] Brady applies.(18 USC § 922(g)(8)).

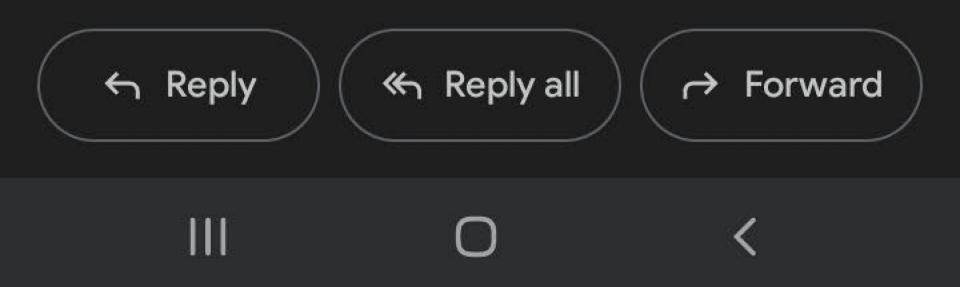
[ ] As attached, the Court modifies the protective order listed above. [ ] Brady applies. (18 USC § 922(g)(8)).

Date	Judicial Officer Printed Name	
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	] provided personally to Defendant on/_ / by	

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# CASE NO: HEARING ORDER Plaintiff [X] Order of Protection [] Injunction Against V Harassment [] Injunction Against Workplace Harassment Derendant Issued Date:

[X] The request for:

[X] A protective order is [] granted [X] denied [] withdrawn. Reason: No proof of allegations, no threat of harm from Defendant to Plaintiff, no harm and/or dangerous event has taken place within the past 12 months. Petition and testimony included "accusations" and not facts or harm caused/threatened.

- [ ] A hearing is denied.
- [ ] A motion to continue is denied.
- [ ] A motion to modify is denied.

[ ] The Court continues the hearing set for \_\_/\_/\_\_ (date). See Notice of Hearing.
 [ ] The Court cancels the hearing set for \_\_/\_/ (date).

- [ ] On Plaintiff's motion, the Court dismisses the protective order listed above.

# At time of hearing:

[x] Appeared [ ] Failed to Appear but did not have Notice [ ] Failed to Appear but had Notice Plaintiff: Defendant [ ] Appeared [ ] Failed to Appear but did not have Notice [ ] Failed to Appear but had Notice

[ ] The Court dismisses the protective order listed above.

[X] A protective order is denied.

Date	Judicial Officer	Printed Name	
Copy (Amailed [ ] provide	CERTIFICATE OF TRAM d personally to Plaintiff or d personally to Defendant on//_	NSMITTAL	
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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.