

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-458

Judge:

Complainant:

ORDER

September 15, 2023

The complainant alleged a superior court judge made improper legal rulings and violated her due process rights when 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 members Barbara Brown and Christopher P. Staring did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on September 15, 2023.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

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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.

Judge _____ decided to take jurisdiction in AZ without consideration of the USCCEA. He further entertained a custody case filed months after Respondent had resided in _____, combined the Child Support case and allowed Petitioner to continue to pursue discovery from Respondent, refused to honor Respondent's motions requesting discovery & interrogatories from Petitioner.

Respondent requested dismissal of custody and enforcement of child support numerous times to be ignored & denied. ~~THE~~ Paternity wasn't established until a year after living in _____. Father was not and still isn't on the child's Birth certificate.

Custody filing never served Respondent and Clerk of Court isn't filing her motions into record.

Respondent was denied the right to appear telephonically to the last hearing. Attorney General is not responding to Respondent, nor _____ to enforce Support. The jurisdiction should not be AZ.

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2022-458

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On _____, the Judge entered an order of which I have included my Appeal.

This is supposed to benefit a minor child. In this case, the minor child happens to be handicapped and is a resident of AZ. Attorney General needs to modify/establish child support due from Petitioner to Respondent. Petitioner resides in Arizona. Minor child is _____ years old. Respondent resides with Petitioner his first _____ years & now the last _____ years with Respondent only.

The Judge made an order without allowing Respondent to appear and without considering valid evidence of residency of minor child being in _____ and without regards to his multiple & complex medical diagnosis.

Pro Per

COURT OF ARIZONA
COUNTY

)	Case Number:
Petitioner)	
)		
v.)	
)		
)	NOTICE OF APPEAL
Respondent)	

Notice is hereby given that _____ appeals to the Arizona
from the Order made and entered in this case on ____ day of _____.

The order is for paternity, legal decision making, parenting time and child support. Child Support and Custody are separate issues. The order was made without the Respondent having the opportunity to appear. The order is not considering the residency of the Respondent and minor child being jurisdiction of _____. The order does not consider the medical condition of the minor handicapped child. It would be highly unsafe to follow the order, leaving a minor handicapped child in a State he doesn't reside in, isn't enrolled in school & therapies, wouldn't have the medical equipment & medications and with a party who does not have knowledge of how to care for him.

Respondent has provided a utility bill from _____ and evidence of the planned moved, with communications from Petitioner. The Respondent is the only party on the birth certificate. The paternity wasn't established until _____. Medical documentation was provided to the Intermediary.

Petitioner has not had any physical contact with the child in over years. We are not sure the child even knows the Petitioner. The child is and as well as . All the known data regarding these diagnosis's show a high possibility of regressions as well as an increase of adverse behaviors.

The Child has resided with the Respondent his entire months, whereas the Respondent has been the full time custodial and care parent. Doctor and Therapist notes can be provided to show the little to none attendance by the Petitioner, therefore lacking the knowledges needed to care for child. The Respondent filed for support in after caring for child alone for years. The order was vacated due to the respondent and petitioner living together for years, as well as children. Since , respondent and child have resided in . Child has been enrolled in school, several therapies and has progressed from a wheelchair to walking! It would be detrimental to have him travel long distances weekly and have his routine disrupted, not to mention his safety at risk.

Dated this ____ day of ____ .

Copies Sent:

Atty for Petitioner

Atty for State of AZ

On this day

Petitioner, PRO-PRO