

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 23-243

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Judge:

Complainant:

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**ORDER**

October 13, 2023

The Complainant alleged improper legal rulings by a superior court commissioner 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 Colleen E. Concannon did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on October 13, 2023.

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

**FOR OFFICE USE ONLY**

**2023 - 243**

**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.

has acted with extreme prejudious against me during the preceding in the child custody case. The first sign of bias was when I was forced to appear by video for the first hearing or be counted as a no show If appearing by phone (I live in ). The court rules clearly indicate showing by phone is accepted as an appearance in court. I have had multiple concerns expressed and they are disregarded.

Expressed concern for the safety of my children by the people around, the lifestyle lived is motorcycle club related.

I have expressed concerns for mental stability and potential drug usage in regards to the other party that was ignored with the court stating that I can can get a mental examination and drug test to clear my name but the same standard was not applied or suggest on the other party. All desicions are being made on hearsav either without follow up questions or ignoring my response. There was Exparte communication minutes prior to the CAA report review. Following the hearing no minute entry was filed and the mailing and or digital entry for the next hearing and applicable rules has not been issue as of for a set date of . I contacted the Clerk of Courts and they were able to confirm no entry and surprise that no entry was found. My opinion on the matters at hand are not heard out instead I am cut off and interrupted while speaking. There have been comments made on my personal character that are irrelevant i.e. that I have mental instability without looking at the facts that I have coherent answers and am able to respond intelligently. The other party broke a rule in the temporary order by failing to contact me when one of our children was admitted to the hospital and there was no diciplinary action by the court even though other party admitted to knowing better. The rules of Conduct that have been violated are listed below:

Rule 1.2 comment 3  
 Rule 2.2 comment 1  
 comment 3  
 Rule 2.3 (A)  
 comment 2  
 Rule 2.4 (C) comment  
 Rule 2.5 comment 1 and 4  
 Rule 2.6 (A) (B) comment 3  
 Rule 2.9 ex parte communication (1) a and (3)  
 Rule 2.11 (A) (1) comment 1 and 5  
 Rule 3 2.13  
 ARS 25-406 G

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