

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-278

Judge:

Complainant:

ORDER

November 9, 2023

The Complainant alleged a justice of the peace was biased against him in an order of protection proceeding.

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 member Colleen E. Concannon did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on November 9, 2023.

JUSTICE COURT

Plaintiff <input type="checkbox"/> Employer-Plaintiff if Workplace Injunction	Defendant	Case No:
<input type="checkbox"/> On behalf of minor/person in need of protection named	Defendant's address	PETITION for: <input checked="" type="checkbox"/> Order of Protection <input type="checkbox"/> Injunction Against Harassment <input type="checkbox"/> Workplace Injunction
Agent's name (if Workplace Injunction)	Defendant's Phone	

This is NOT a Court Order
This petition contains Plaintiff's allegations and requests. To see what the Court has ordered, see "Order"
form

DIRECTIONS: Please read the Plaintiff's Guide Sheet before filling out this form.

1. Defendant/Plaintiff Relationship (or relationship between Defendant and minor/person in need of protection)

- | | |
|---|---|
| <input type="checkbox"/> Married (past or present) | <input checked="" type="checkbox"/> Related as parent, grandparent, child, grandchild, brother, sister (or in-law/step) |
| <input type="checkbox"/> Live/lived together as intimate partners | <input type="checkbox"/> Live/lived together but not as intimate partners |
| <input type="checkbox"/> Parent of a child in common | <input type="checkbox"/> Other: |
| <input type="checkbox"/> One party is pregnant by the other | |
| <input type="checkbox"/> Romantic/sexual (past or present) | |

2. Defendant and I have a pending action involving maternity, paternity, annulment, legal separation, dissolution, custody, parenting time, or support in (County/Superior Court), Case #.

**3. Name of court, if any, in which any other protective order related to this conduct has been filed.
Court name - Case #**

(Continue to next page)

4. Tell the judge what happened and why you need this order. PRINT both the dates and a brief description of what happened. If there is a contested hearing, a judge can consider only what you write here.

NOTE: Defendant will receive a copy of this petition when the order is served.

(Do not write on back or in the margin. Attach additional paper if necessary.)

While _____ was at _____, trying to put hold on savings acct transferred over the internet about _____ turned up the thermostat, at which point _____ (son) became verbally abusive saying she didn't have the right to do that. He told her she couldn't change the thermostat. _____ went into the local _____ to get money from there joint acct and was denied access to the acct because it had been frozen by _____. He through a fit and the bank was forced to call police.

5. The following persons should also be on this order. They should be protected because Defendant is a danger to them:

6. Defendant should be ordered to stay away from these locations at all times, even when I am not present.
NOTE: Do not list confidential addresses here.

Residence

Work

School/Other

7. a. Defendant owns or carries a firearm or other weapons.
b. Defendant should be ordered NOT to possess firearms or ammunition while this order is in effect because of the risk of harm to me or other protected persons.

8. Defendant should be ordered to stay away from any animal that is owned, possessed, leased, kept or held by me, Defendant, or a minor child living in either my household or Defendant's household.

9. Other Requests:

Under penalty of perjury, I swear or affirm the above statements are true to the best of my knowledge. I request an order or an injunction granting relief as allowed by law.

/s/

Attest: /s/

Plaintiff

Judicial Officer/Clerk/Notary Date