

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-289

Judge:

Complainant:

ORDER

October 13, 2023

The Complainant alleged improper legal rulings by a superior court judge hearing a dependency 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.

From:
Sent:
To: Commission on Judicial Conduct
Subject: help....

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Name:

Address:

Telephone:

Email

Judges Name:

I have an ongoing dependency case with

My case started with

Case Name:

parents of

Background: My name is spelled . I am years old and I gave birth to my first child in . I was living in a family shelter at the time of my sons birth. I am on Welfare. I depend on the government for food and medical and housing every now and then. I've been living like this since I came to in . I was never ripped away from my mom and dad because we were living in a shelter., but unfortunately the state of Arizona found that there were no other feasible options for us and had to take my son into custody. I did explain to them that the shelter offered other services which I denied because I wanted my own apartment. I explained that my parents were sending money each and every month until my husband would take over to care for us. I married my husband in in . He is still in waiting because we're going through the immigration process. I never thought something like this would ever happen to us that our child would in physical custody of the state.

I've been living in my own apartment since its been over hundred days and there haven't been any reasonable judgements lately in getting my son back home to me. I've had at least hearings since I've started living in my own apartment lease. I really need your help in Arizona this place is tough to deal with.... and now this judge has set a trial for my husband who has never been to the has a war going on in the counrty where he was born and lives and is having a really hard time dealing with everything that's been happening lately. I don't find it justified that a court would do this to a father who's never had the chance of meeting his son due to immigration and war. My son has to live with a foster mom who doesn't care if his pacifier gets dirty on the ground everyone walks on. I cried for days when I saw it and I complained but nothing gets better. I feel like a terrible mother. Why does reunification take so many classes so many psychological evaluations? Isn't the point just to have a safe stable and most importantly loving home with family not foster parents I don't agree with how they handled my case since the beginning I was honest with them and for this state to say that I don't deserve the help I was recieving is making me feel very ungrateful.

Does a woman who gave birth to her first child have to give up her constitutional rights of privacy and child custody 24/7 because her boyfriend or husband isn't available, doesn't

live with her, or the pair are separated due to immigration. Does the state of Arizona consider it constitutional to use her protected medical information during the time the child was birthed, such as, the mental health of a woman during childbirth, the physical state of a woman during childbirth, and the state of the woman in recovery at the hospital to take temporary custody of the child for over days because she had a cesarean procedure for birth and even after the mother was discharged from the hospital does it constitute as neglect of a child for over days? Does it constitute child neglect if the woman has no physical being besides her child and herself and husband whom she feels safe with. Is a woman who was discharged from the hospital not a supervisor of her child because her stitches have to heal. Does this constitute as a caution to remove temporary custody of the child for days. Does the woman have to complete services provided by and go to court hearings in order to get her child back due to a medical procedure? This doesn't sound like equality to me, it sounds like the black market. A woman who is also on Welfare. Does it constitute child neglect because she's on welfare?

I admit that I was in a homeless shelter program and fleeing from domestic violence when they interrupted my lovely child and I. but does it constitute neglect of shelter for being in a homeless shelter program? Every single court hearing for nearly days the judge has allowed them to talk about indefinable mental health services (because of the collateral information provided from the medicated birth that was temporary the drugs wore off in days the medical providers don't know the real me they know the me that has been through rough waters and i am not dirty I barely spoke about my real concerns to this provider How can a person be diagnosed with in a day of testing and did my test scores really come out to be a person. She doesn't know who I really am with one or two days of encounter. She doesn't know anything but actions from my past that are indefinable aren't correct either. I wasn't able to defend myself at the time. judge always told me that it wasn't the right time to speak to the attorney general and my own attorney during trial; they didn't let me say what I wanted to say, they attacked me, scrambled my thoughts gave me so much anxiety made me cry for weeks at a time put characteristics on me that aren't my own such as a dirty environment dirty clothing dirty hygiene dirty everything until there are no more tears left to cry now Im shouting at them all and they call the police to end my visits and that's not right im in emotional agony due to them suppressing everything I want for my child I didn't go to jail then for shouting at them over teething medication that I wanted the foster mom to use I wanted the supervisor to give the things I bought for my son to the foster mom and she refused to take what I bought after speaking about it the week prior and she told me to buy the items and I screamed at her at the top of my lungs she made me multitask holding my son while fixing a bottle when I had him in his car seat she made me pick him up and we had a huge accident I couldn't stand that lady so I screamed at the top of my lungs the next visit when she told me that she refused to take anything to the foster mom I can't even have contact with the foster mom because the court set it up that way and I did nothing to make them believe that I am an imminent danger I can't take any more abuse from this dependcy court its like they want me to explode with furiousness because its so fabricated and they use that against me my attorney couldn't even speak or defend me because he had no idea what was happening until a few days before the hearing my child being comfortable during teething is very important to me he's away from his mama and being treated so unfairly they didn't ask the right questions judge just said substantial evidence I am so frustrated this isn't professional for me its personal and how is an emotion that was orchestrated out of me substantial evidence without being locked up for a crime being committed. Why should I feel that I must take medications that I don't agree with to gain custody of my child because of what is

causing me to feel every single visit. Yelling at someone is not a crime but being aggressive with a client, putting a client in a unfair circumstance, telling a client to do something and then take it back after the action was done that sounds like a crime to me. It sounds like the black market to me taking words out of context too. Why should anyone have to go through a race of services to regain custody of a child with indefinable evidence and no witnesses in court? My medical records should have been protected with artificial identifiers. I was not an imminent danger to my son. There was no witness that said that I did something to make them feel that I would HARM my own child in court no statements from providers in their initial reports just statements about somethings that they don't even understand just the pages of medical records that should have been protected by authorized personnel or analyzed by a medical professional for the court but they were not analyzed by medical professionals they were analyzed by prosecutors that have no idea what medical terms mean or diagnosis and a psychological with collateral information that damages their perception of me it's all broken and tempered with when intruded at the hospital nothing makes sense I don't understand how it makes sense to them and I wasn't forced to go to mental health treatment days of court with the SAME JUDGE I have not been forced to take medications or held against my will and summoned to a mental health court by physicians after declining? Why must I continue in this circus cycle to regain custody of my child? Is trauma from domestic violence and my mental health being used as a crime of neglect actions that weren't even my own just the outcome of what is taken as a crime against a mother because I refuse to take medications that doesn't even help me and I don't believe in them well why haven't I been to court to be on medication since the dependency court is saying I am a danger to my son with indefinable evidence because without a crime or without them proving that I am incompetent of trial and proceedings they can't make me. I am not a danger to my son. I never was. The world is a danger to us and my actions of protecting my son have been limited to almost nothing at all. Is it a crime to be in a homeless program for families or is it even poor behavior of a pregnant woman? Is this a reason to hold my child back from loving his mother over healing stitches? For over days I have held another form of shelter, one more private and safe ripped from welfare and more consequences for my child to endure because I yell at them well they push doors on me leaving me with scratches. Is it constitutional to keep me in this array of services because they aren't completed? Services I don't even NEED. I don't agree with this judge. is acting like a black market and causing very emotional experiences that they set up to use in court. when a person is given a fruit they eat it when a person is given bugs they squash them. I had stitches from a surgery that was medicated with hard drugs and other medication for high blood pressure. After days I was discharged and my mental health was acceptable. The drugs wore off.

This is completely unjust to say that there are no feasible actions to take but to take custody of my child

over STITCHES from a cesarean surgery and my words out of context due to birth complications and the other shelter I was referred to was sharing one single room with another mom and her children was the FEASIBLE option other than when I was given 3 more months to find a better FIT for my son and I after discharge at the current shelter. My mom came to save me from the drama and they still would not release my child they told a judge a lot of fabricated lies about my mental health that was taken out of context that I was an imminent danger to my son that I may cause my son to die then they called me dirty and I'm not even dirty that these judges never confirmed before they gave the right to take my child both did not confirm to be true evidential findings.

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Here is the information.

Judge

Judge

Case Number

I also wanted to add that Judge _____ is making it out to seem I am a crazy person who needs psychological help without a crime against my child or anyone else. they keep saying that's the only option for me is to be on medication no doctor has said to me that I have to take medications for _____ and _____ they said it was my choice if I wanted to take _____ and _____ meds for _____, I don't need it its an option and she makes it so I don't get my son at all since I decided that I don't want to be on medication for _____ and _____

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Sent:
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Subject: RE: help....

Hello:

Can you please provide a first name for the Judge _____ that you referenced? There is more than one judge by the last name of _____ in Arizona, so we need to know the first name. Thank you.

Arizona Commission on Judicial Conduct
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