

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-339

Judge:

Complainant:

ORDER

February 20, 2024

The Complainant alleged improper legal rulings in 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 member Michael J. Brown did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on February 20, 2024.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2023-339

COMPLAINT AGAINST A JUDGE

Name: [Redacted]

Judge's Name: The Honorable [Redacted]

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.

From the very beginning of this Divorce proceedings, I have not been heard or treated fairly by Judge [Redacted]. He has been completely bias during the entire case. He was unfair, didnt use facts or any of my documents that I provided to the court. I lived [Redacted] hours away from the court and after a virtual hearing finishing at [Redacted] he made me drive all the way to [Redacted] Az by [Redacted] to deliver a key and a title to the Petitioner that the Pettitioner was supposed to contact me and make proper arrangements to pick up the Title, Key and Semi Truck from me that I had voluntarily turned over to the Petitioner. Judge [Redacted] didn't show any consideration for how far away I was or even allow the proper amount of time for me to drive the speed limit and to get there safely. At one of the hearings the Judge was discussing the money that my mother had fronted the Petitioner and I to purchase land in AZ and I had proof that she had loaned us the money to buy the property and the Petitioner told the Judge that his mom had given us [Redacted] which was a lie and he could not provide the proof in court. The Judge ask both of us if one of us wanted to change their testimony and not perjure themselves. I answered that I was telling the truth and had the documentation to prove it and Petitioner said he didn't want to change his testimony but had no documentation proof and the Judge never did anything to prove which one was telling the truth so no charges of perjury were issued. The Judge was laughing and joking around in one of the hearing proceedings at my expense. He let the Petitioners attorney do the same, but reprimanded my Mom for speaking out in court. My [Redacted] year old Mother that uses hearing aids couldn't hear during the hearing, so we asked for a hearing device for her to use and he or one of the court employees wouldn't even help her with that and she was subpoenaed to be there. He interrupted me and talked over me on several occassions and he also would just cut me off while I was speaking. I filed paperwork to get my name restored back to my maiden name and in the divorce decree that he signed it states that I never asked for my name to be restored so he left me unable to get my name back which I did request in several of the hearings. He calls the Petitioners attorney by her first name I guess by accident and then immediately corrects himself and says " [Redacted] " This makes me feel that they are good friends outside the court and with everything that has been one sided in favor for the Petitioner it confirms my suspicions even more that he is biased. I also have suspicions that he is friends with the Petitioners family. I do not feel he has read or researched through my documentation of all the financial and personal property that I submitted has even been looked at or considered throughout all the hearings or procedures of this court case. I have all the business and personal documentation and records for before the marriage, during and after the separation and the Petitioner had none of that. NONE of it was considered. The Petitioner and I resided in [Redacted] County up until [Redacted] the day he left me stranded on the remote property and went to [Redacted] to his parents where immediately the next day his mom took him down to the courthouse and he filed divorce papers claiming he was a [Redacted] County Resident when his residency was in [Redacted] County. This should have never been filed in [Redacted] County because he was not a resident and the property that we lived on was in [Redacted] County. I have fought this battle for over a year with this court and not been treated fairly. This is a divorce with no children or dependants involved. I thought that Arizona is a 50/50 state but they are trying to take me down financially and leave me with nothing not even a vehicle. I feel that this case needs to be reviewed by a unbiased Judge and reconfigured with all documentation considered to make it fair for both parties. This does not need to be drug out any longer and allow both of us to move forward separately in our lives.