

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 11-207

Complainant: No. 1407910704A

Judge: No. 1407910704B

ORDER

The complainant alleged that a justice of the peace was biased and held an improper ex parte hearing.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After thoroughly reviewing the information provided by the complainant and the recordings of the hearings, the members of the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Most of the issues raised were previously considered by the commission and dismissed. The commission found no evidence to support the new allegations. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: October 18, 2011.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on October 18, 2011.

This order may not be used as a basis for disqualification of a judge.

AUG 17 2011

AZ Attorney General Tom Horne
Office of the Attorney General
1275 W. Washington St.
Phoenix, AZ 85007-2926

Commission on Judicial Conduct
1501 W. Washington St. Suite 229
Phoenix, AZ 85007

Gentlemen/ Ma'am

I am writing to address a serious matter with regard to a total lack of justice in the Justice system of the County of Cochise.

My name is _____ On November 15, 2010, _____ requested a hearing in the matter of _____ This is 4CV2010 _____ The hearing took place ex parte in Justice Court 4 in Willcox Judge _____ presided. I have included the audio of that hearing, which I respectfully ask you to listen to. It is track 1.

As you listen I ask that you please take note that Judge _____ calls her husband Jerry Ellis by his first name. Jerry is allowed to speak, although not being sworn in. I have previously complained regarding the seeming partiality rendered to these people.

I did request a hearing so that I could be present and answer these charges. That hearing took place on November 22. I have also included on track 2 the audio of that hearing. The Injunction remained in force. But what happened then is what I would like to address. The judge left the room. The clerk told me to stay to sign some paperwork. She then told Jerry and Gina Ellis to go into the lobby, then she left. I was alone in the courtroom with them. I have included paperwork to let you know what then took place. This was the second time Jerry Ellis had harassed me so I wanted to get an Injunction against him. On November 29th I went to Justice Court 6 in Bowie. Judge Skiles told me to go back to Justice 4. I gave him my reasons for not wanting to. He told me there are security tapes that would be able to prove my case. I went back to Justice 4 that day. At Justice 4 I was told there was a glitch in the security system. Judge _____ even said they didn't really know how to view it. Anyway, I later found out that the system is on a 3 day loop and would not have been able to retrieve on November 29th. There was no 'glitch'. According to Mike at the Superior Court Security, he had not been contacted about this situation until November 29th.

It seemed I had no recourse, until reading carefully through the ARS Title 13, regarding

assault. I realized that requesting Injunctions was not going to work, not in Justice 4. So I called to find out who had jurisdiction for the courtroom in Willcox. I was told the Willcox Police Department did. So on July 9, 2011, I filed charges on Jerry Wayne Ellis and Gina Rae Ellis. I thought assault. Officer Barclay felt it was more Disorderly Conduct. His investigation is still ongoing.

On July 18, 2011 Gina Ellis requested a hearing alleging that I had violated that particular Injunction Against Harassment. A serious allegation. I request that you listen to the audio of this hearing. It is track 3. I was not in attendance. I was given no notice. I will say this. I have never and would never want anyone I know to call this Ellis family. I have nothing to do with them, neither would I want my friends to have anything to do with them. I do not know this man Dave Austin. However, on the say so of these people, Judge signed the order. Is that justice?

I would like to make one thing clear. I am not from south of the border. Neither is my husband or any family members. Having a name like ours is already a mark against us in this county. Most pointedly in the legal system.

I also have noticed that all Mr. and Mrs. Ellis have to do is make a statement, whether under oath or not, and it's taken as fact. The track 3 hearing that took place on July 18 this year is so obvious a case of the Ellis having some sort of diplomatic immunity, it even shocked me. And I have a history with them receiving this.

I am hoping that these audios speak for themselves. The judge referred to Mr. Ellis by his first name, Jerry in the ex parte hearings and by Mr. Ellis in the one I was present at. Willcox is a small town. It's hard to find someone in the area who didn't go to school with Jerry Ellis, or numerous persons in the legal system. What I wish for is some sort of justice. Do the ex parte hearings make you believe that this is a court of justice?

I respectfully ask that you consider these hearings perhaps investigate the legal system in Cochise County. I thank you for your kind attention to this matter.

Sincerely,