

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 11-282

Complainant: No. 1430910878A

Judge: No. 1430910878B

ORDER

The complainant alleged that a superior court judge was rude and did not give her an opportunity to be heard.

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 reviewing the allegations, the judge's response, and the recording of the hearing in question, the commission decided to dismiss this matter with a private advisory comment to the judge. The complaint is dismissed pursuant to Rules 16(b) and 23(a).

Dated: March 15, 2012.

FOR THE COMMISSION

/s/ Louis Dominguez

Louis Frank Dominguez
Commission Chair

Copies of this order were mailed to the complainant and the judge on March 15, 2012.

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

November 02, 2011

To whom it may concern:

Today I'm writing to address Judge _____ misconduct, behavior and lack of professionalism during several court hearings. Below is a list in which I base my findings:

1. Mr. _____ does not let me or any other person finish or explain their side.
2. Mr. _____ yells and says, SHUT UP! I understand people can become passionate about the case at hand but there is not need to yell or say SHUT UP! I have never had a judge say that before. I find Mr. _____ lacking professionalism due to his stature.
3. Mr. _____ has failed to perform duties referred by previous Judge _____ Mr. _____ stated that he can't do anything about my daughters behavior which Judge _____ stated he could and would and told me to call CPS.
4. Mr. _____ yelled SHUT UP and threatened to have me arrested due to me desperately trying to explain my situation. Mr. _____ does not allow that to happen without him interrupting and ignoring the issue at hand.
5. Mr. _____ does not allow enough time for the case to be heard and both sides to be addressed fairly.
6. Mr. _____ seems to have anger and lack of concern for my case regarding my child's welfare and safety. Mr. _____ does not want to address my daughter's behavior in which I have pleaded with the court to help with her drug use, running away, not going to school, fathers marijuana use etc.. Judge _____ assured me that Mr. _____ would be able to handle _____ (daughters) behavior and review her case at a later date. Mr. _____ refuses to follow up on what Judge _____ referral was which was to address her behavior and other issues and assured me there would be consequences. This hasn't been address and Tricia is getting worse.
7. I'm requesting a new Judge since I find Mr. _____ to be unwilling to address such important issues regarding my daughter. I'm confused as to why the same judge I want to change, makes the decision if I get a new judge or not.

Thank you for your time in this serious matter. I have attached a copy of the last court recordings. I can obtain other court hearing recordings if necessary. I think you will find them all very interesting to Mr. _____ behavior and lack of professionalism.

Sincerely,