

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 12-019

Complainant: No. 1434210435A

Judge: No. 1434210435B

ORDER

The complainant alleged that a superior court judge did not take seriously his concerns about his wife's violation of a preliminary injunction in their divorce case.

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 information provided by the complainant along with the electronic records available online, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: February 3, 2012.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on February 3, 2012.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2012-019

COMPLAINT AGAINST A JUDGE

Your name:

_____ **Judge's name:**

Date: 1/13/12

Instructions: You can use this form or plain paper of the same size to file a complaint. Please describe in your own words what the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times and places that will help us understand your concerns. You may attach additional pages but not original court documents. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

I'm writing this in response to violations to the Preliminary injunction in the Desilution of Marriage between
I'm the Respondent, and was served the papers on October 15th.

The Petitioner left the state of Arizona and went to Colorado with the 2004 Dodge Stratus (that's community property), and either hid, or sold a wedding ring (also community property) that today's valued is over \$7,000. I called the judge shortly after the Petitioner left the state on this matter and left a message. He returned my call the next day and told me to put this in writing. When I submitted my response on November 4th, I included these infractions with the response.

As I was trying to leave the residence that me and the Petitioner shared with her family, her 18 year old son made threatening and terroristic remarks to me as I was trying to move my personal effects out of the residence. Neither the Petitioner, nor her family, made any attempt to stop these threats.

Then, on November 15th, the Petitioner, under her attorneys advise, tried to alter the auto insurance policy which would have canceled the insurance on the other vehicle. Again, I called the judge on the 16th of November and told him to "get a leash on the Petitioner and her attorney" and that "things are starting to get out of hand". The judge never returned my call. I also called the Petitioners attorney and told him to "get control of things". He returned my call saying that "she can do what ever she wanted, and if I have a problem with that, I need to get an attorney my self".

I submitted in writing a second time about the Preliminary Injunction violations and went to the Judicial Intervention on December 29th at 2:30 PM in person. I mentioned the infractions to the judge, and all he said was that "we'll get to that later", but he never addressed them, nor did he mention anything about fallowing the law to the Petitioner or her attorney.

The judge has not made any attempt to enforce the Preliminary Injunction even after I called and left him messages 3 times and submitted it in writing 2 times.