

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-194

Judge:

Complainant:

ORDER

The complainant alleged a superior court commissioner was biased against him and engaged in improper courtroom demeanor.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the commissioner 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 review, the commission found no evidence of ethical misconduct and concluded that the commissioner did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: August 19, 2015

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the commissioner on August 19, 2015.

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

Synopsis of Situation:

Ms. [redacted] started to hang around me at the [redacted] in back of the apartment complex trying to get me to take her out to dinner. She kept hanging around me and hang around me until one day it came to the point where she wanted me to [redacted] I told her no and that is where the problem started. The next thing I knew she was talking to all the people who visited the [redacted] and all the neighbors around me.

[redacted] one of her friends [redacted] came up to the [redacted] and started some junk due to the fact that she and [redacted] would meet at the [redacted] and [redacted] while there dogs played. The police were called and a report was made, this involved the manger [redacted]. There have also been other neighbors she has said bad things about me. Also the people who used to talk to me no longer do. She has been telling the neighbors something to the fact that I [redacted]

Since then the situation has snow balled and now I have to move. The manager will not renew my lease. On [redacted] I went to court and the judge basically didn't like the way I looked and was very bias against me when I tried to get the restraining order dropped. I didn't have a chance in the world. There wasn't one true thing at the trial that they said that was true in nature, not even close.

The judge allowed them to say anything that they wanted to and the judge [redacted]

[redacted] committed perjury and the judge knew it. That was the reason the first trial took place. When I showed the paper to her in the court room after she had been sworn in of the first trial she denied that she had even seen it or had ever even been in court.

[redacted] in the morning thinking about this with my [redacted] and an [redacted] ever since. Please don't let this judge get away with this he needs to be disciplined for his attitude severely and taken off the bench period.

I believe that [redacted] needs to punish for perjury and the harassment order needs to be dropped.

Enclosed is the audio of the trial which clearly identifies what I am talking about. The supposed witness [redacted] I is a real good witness to start with as I believe he is [redacted] along with [redacted] He never says anything but was at both trials enjoying what was going on, he would make a very good witness.

Please take the proper action so that this judge can't do this to anyone else!!!! Thank God this wasn't a murder trial!!!

Best,

I understand the commission cannot reverse court orders or assign a new judge to a case.

I declare, under penalty of perjury, that the foregoing information and the facts I have provided upon which my allegations of judicial misconduct are based are true and correct.

Signature: _____

Date: _____

INSTRUCTIONS

Use the following space or plain paper of the same size to explain your complaint. Explain why you believe what the judge did constitutes judicial misconduct. Be specific and list the names, dates, times, and places relevant to your allegations. Additional pages may be used and relevant copies of documents may be sent with your complaint (please do not send original documents). Use one side of each page only and write legibly or type your complaint. Please keep a copy of your complaint for your records.

The judge asked me if I had any questions to ask and I asked her if she had ever seen the previous order that I filed on her for harassment prior and she stated NO. The judge asked after I showed the document to her to let him see it. The judge then took the document and doubted if it had ever been served and did not accept the document validity. Not only was the document valid and had been served by police. protested the document which is the reason there was a court trail to be began with. (case

The judge also stated why all the witnesses were women and failed to recognize, once so ever that was present. was never called to say anything but was present, why?

This judge, in my opinion, was also unable to determine that the testimony given was false in nature by any of the witnesses. Case in point: insinuated that I was rude to her while I passed by them. She stated that her and the lady she was with had a baby with them, Question: What is her Baby's name? I have only passed by she never had a baby with her.

The judge also wasn't willing to act on Ms. testimony in committing the act of perjury and was completely bias in his decision. He actually laughed at me, this is a sign of complete incompetence.

I was also laughed at when it was discovered that I am a student studying There is a lot of hard studying for this major as well as very and he managed to make me feel like a criminal! I am in going back to school and this was not appreciated!

He asked me if I still did security and when I replied yes again I got at by the judge. He was actually at pretty much everything I said, Why?

I want to know why under oath, (We were all asked to stand and were sworn in at the beginning of the trail) committed the act of perjury and was not charged with it? This I want an answer for and I want an explanation for. This was clearly an act of incompetency on the judges part.

Enclosed you will find _____ one of the _____ of _____ that happened at _____ hours.

The original harassment order that I filed on Ms. _____ was on _____ of _____ in which Ms. _____ protested. The order was dismissed due to the judge determining there was not lack of evidence. (Case # _____ Judge _____)

Both cases was nothing more that evidence in which there was no proof with the same people. I want to know why the same type of evidence was submitted with the same people plus one was introduced and the restraining order was approved and considered reasonable.

As the trial ended the judge made a very rude comment and with _____ asked, "Do you still do security?"

I also want to know why the judge knew my line of work and didn't ask what these people do for a living? Could it possibly be that all these people don't work and have nothing else to do? Ms. _____ stated under oath that she went to the _____ times a day. Without allowing time _____ sleep that is _____ time every _____ in a _____ hour. Sleeping cycle is _____ in a _____ our period that leaves _____ hours, that means she is at the park once for X minutes every _____ Wow...

As the trial was concluding and Ms. _____ had stated how often she was at the _____ the judge looked at me and said, "you have a right to use the _____ I wanted to ask when?"

I felt like the judge may actually knew Ms. _____ on a personnel basis. This was not a fair trial... I feel like I have been violated and my name has been smeared.