

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 16-249

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Judge:

Complainant:

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**ORDER**

The complainant alleged a pro tem justice of the peace improperly issued a protective order. The complainant also alleged another pro tem justice of the peace improperly upheld the same protective order.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judges 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.

The commission does not have jurisdiction to review the legal sufficiency of the judges' rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judges did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23(a).

Dated: October 12, 2016

FOR THE COMMISSION

/s/ George A. Riemer

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George A. Riemer  
Executive Director

Copies of this order were mailed to the complainant and the judges on October 12, 2016.

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

**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.

*See Attached*

## COMPLAINT AGAINST

Date:

Time:

Present: Self and ( ).

Case: Order of Protection filed by against ( ).  
is ex-wife and mother of my son.

### FACTS:

The Mother filed an order of protection. She made the following claims:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

### THE FOLLOWING WAS PROVEN IN THE TRIAL:

1. The mother and I have not seen or spoken to each other since .
2. The mother has worked at her current employer for over years. During that time I have never been to her work location.
3. Since , she has no proof I have ever been to her home. I submitted an email into evidence that stated I had someone drop off the school supplies. When I asked her if she had any proof that someone was me she stated, "No."
4. I asked her if I had made a threat of any kind to her since . She stated, "No."
5. After the order was served, within hours, she emailed me. She then emailed me again later. I stated: The order wasn't because she was afraid of me. She wanted to create a situation in which she could contact me but I could not contact her.

6. I submitted evidence of [redacted] emails she has blocked between my son and me. She did not object to any of them. I specifically cited:
  - a. [redacted]
  - b. [redacted]
  - c. [redacted]
  - d. [redacted]
7. I submitted evidence of [redacted] emails the mother has ignored in which I request information regarding my son; information I am legally entitled to.
8. I repeatedly pointed out that contact between the mother and I could go to almost zero if she allowed my son to respond to my emails.
9. The mother is required as per court order ( [redacted] ) to allow me to have contact with my son at least [redacted] week. I submitted emails in which I have gone [redacted] days, [redacted] days, and [redacted] without hearing from my son.
10. The mother confirmed, under oath, that [redacted]
11. The mother incorrectly quoted the court order as saying she only has to contact me [redacted] a week via email. This is completely false. It requires her to do so. It does not state that is the maximum. It was inserted because she had zero contact with me. When I attempted to point this out the judge stated it was irrelevant. It is completely relevant to the fact the mother ignores my communications forcing me to utilize multiple forms of communication and any forms available.
12. The mother falsely claimed that I have called her work [redacted]. However, the letter from her employer stated I called [redacted] from [redacted]. About a month. This is NOT a pattern of harassment. This is also NOT an order of harassment. It is common practice in a court of law that if a person is inconsistent in one area ( [redacted] ) that her other statements are called into question.

13. Example: She stated that I had ' ' my son by not bringing him to her for visitation back in . However, when I attempted to prove via a court order that she had been found in Contempt of Court for the exact same behavior at a rate of what I allegedly did, the judge stated it was not relevant. Why is it relevant when she says it but not relevant when I say it? This is bias.

14. I stated that every single communication I have sent to the mother is about our son. Nothing else. The judge looked at her and asked: "Is that true?" She stated: "Yes."

15. I was the ONLY person who mentioned the welfare of my son. The mother never mentioned my son. Because she is being driven by hate; by a desire to destroy a Father's relationship with his son. That is child abuse. A person who cannot see that is intentionally blind.

16. When the judge ruled, he stated there had been a pattern of harassment. There are multiple problems with this statement:

- a. It wasn't an order of harassment he was ruling on. It was an order of protection.
- b. If it was an order of harassment it did not fulfill the legal definition of harassment. There are two legal requirements for harassment:
  - i. A pattern.
  - ii. The communication serves no purpose.
  - iii. As already proven above, the communication is only and always about my son. That is communication that serves a purpose.
  - iv. Furthermore, the mother could eliminate communication between her and me by not blocking communication between my son and me. Then I wouldn't have to continually go through her to reach my son.

17. The judge left in place an Order of Protection but he ruled on an order of harassment. When I requested he simply modify the order he stated that I should have asked for that in the beginning. This is false. He certainly could have modified the order if he wanted to.

18. The evidence does not support an Order of Protection. Protection from what? There has been physical contact in over years. There has been phone contact in over years. There have been threats in over years. I am simply attempting to exercise my court ordered legal rights regarding contact with my son.
19. The judge did not follow the statutes. The judge was clearly biased in some way. His thinking is myopic at best; openly prejudice at worst. He has no respect for Father's Rights. He has no respect for legally binding court orders issued outside his court room.

**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.

*see Attached*

## COMPLAINT AGAINST

Date:

Time:

Present: ( ). Unknown if others were present.

Case: Order of Protection filed by against ( ).  
is ex-wife and mother of my son.

### FACTS:

The Mother filed an order of protection. She made the following claims:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

### COMPLAINT:

The judge required NO PROOF to support the veracity of the mother's complaints. An order of protection or order of harassment is the most abused legal action taken by mothers in a divorce situation. The mother has attempted to utilize this avenue at least Why? Because judges give them out like candy. Because judges require zero proof. Because mothers know they will not be held accountable for false claims. Because mothers know the exact right words to say to get a judge to grant an order. Words such as:

The mother used all these words and knew the judge would rubber stamp an order with zero proof.

- 1.
- 2.
- 3.
- 4.

5.

6.

7.

8.

The judge granted an order by allowing the mother to make false claims and not requiring any proof. This is misconduct. A court of law is based on fact, i.e., that which can be proven. Not on the hearsay of a woman claiming to be some sort of victim. A woman who has cried wolf in the past. If he had actually done any research he would have discovered that. Clearly, he did no research and simply rubber stamped the order. This is what judges do when a divorced woman comes in and plays the victim card. This behavior must stop.

By requiring no proof, the judge's behavior was myopic and filled with misandry. This means he was both biased and prejudice. These behaviors are a direct violation of the integrity of a court of law.