

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-225

Judges:

Complainant:

ORDER

The complainant alleged a justice of the peace was biased against her and did not afford her a fair hearing in a protective order proceeding. The complainant also alleged a pro tem justice of the peace was biased against her and did not afford her a fair hearing in an eviction proceeding.

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 18, 2017

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were distributed to all appropriate persons on October 18, 2017.

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

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

FOR OFFICE USE ONLY

2017 - 225

COMPLAINT AGAINST A JUDGE

Name: _____ Judge's Name: _____

Instructions: Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

On _____ Honorable Judge _____ heard the case for _____ work place harassment my reasoning for writing this is because I believe this Judge was bias in her actions and ruling. It's clear under the penalty of perjury that the statements presented to the court has to be the truth but when I raised that issue up to the Judge she said their statements did not have to be correct but mines did. What is it that makes _____ an exception to the rule. The workplace induction clearly states on _____

On _____ I received an access notice stating that management will be inspected on _____ the _____ paragraph states that if this is an in convince contact management immediately so I did _____ stated that they would enter whenever they got ready if I was there or not because I wanted to be present and asked if they could come before _____ or after _____ because I had an appointment with _____ at _____ so I canceled it. Then their lawyer _____ stated in court that they needed to inspect my apartment on the _____ for my cost bond hearing. Then _____ and _____ came into my home. After saying it stink in here a couple of times they went into my refrigerator took pictures of my food. Then they walk around my house taking pictures of my things. They looked under my couch and my bed and closet. They were secretly videoing without my permission I told them from the beginning that I would video.

On the way out the door _____ said that I pushed her I was recording so it save me from a false assault charge. I took the police report gave it to the bias Judge who never took the time to read it. The office who took a detailed report stated that _____ stated that I pushed her so hard she fell into _____ He also said that this could not be true from watching my video. The Bias Judge then had my cases brought from _____ court _____) and _____ where I would of had a hearing on _____ where the Judge had watch the video and granted me a hearing and denied it without allowing me to have my say even in my own case she was telling me how I self and never allowed the truth to come out. _____ testified that she didn't here me say I'll strike you dead and according to their attorney everyone will testify to the same even though they were not present. Then it was the fact that at the beginning their lawyer opening statement was that I was mumbling then she told the Judge that she in fact witnessed me tell the staff that ill strike them dead. But I was not allowed to cross examine her. The witnessed testified that I never said anyone name nor did I say _____ in fact my back was to them. This is about a tenant being harassed by management . Please investigate this matter of importance to protect other victims like myself. I can't even be gain to think of the unfairness and the fact that I begged the Judge to a lease look at the paperwork when I was fighting to be heard. This Judge even told me that I couldn't fell intimidated by the notices that I received with no name or date. I even tried to explain how the inspection raises to a level of invasion of privacy but she clearly stated that they could talk about the inspection but I couldn't but that's why we are there.

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On _____ it was decided that court would be continued and that the assault would not be mentioned. Court was continued until the _____
Now on the complaint it is not clear what the false information was so how could I prepare for what I can't even began to think what they will do next. The complaint is clear that I received certified mail on the _____ Now on the _____ after I returned home from court filling an harassment on the _____ for not only invading my privacy but for trying to put me in jail so that they could put my family out. I received a notice to get out within _____ even though there was no citation given in fact the officer said there was no malicious intent nor was I disorderly but they continue to use the word assault.

_____ this is a copy of the video. Police report notices under my door these notices had no name nor date attached so I called the police and said that this was an act of intimidation because there was no name and they wasn't dated _____ a copy inclosed. Now they say that the certified noticed was mailed on the _____ but the post office documents clearly states that the mail never arrived until the _____ and because it was not properly filed out is the reason that I never got it until I went to the post office on the _____ of _____ Postoffice document enclosed. These issues was raised to no avail. The assault was not to be mentioned but their lawyer mentioned it several times. Now on the application the question is clear Have you ever filed for eviction or had a forcible detainer filed against you. I said _____ because _____

But they said I lied because I should of new that the statement was written wrong and meant have I ever been evicted. But that's not even the worst part. The worst part is that on the application it says have you ever been convicted of a felony _____ on the front it says _____

which _____ The application does not say give a detailed description if simply say _____

_____ stated that because I didn't put every felony I ever committed on the line _____ I don't know of one person that put every thing that they ever did on an application for an apartment. I said _____

I was taught in so many classes that was required by the _____ before reentry into society. She went all the way back to things I don;t even remember because of _____ She tore me down in front of my _____

They said they pulled my credit report and did a back ground check and some things came up but rented to me anyway. To be honest if you ran a back ground check I would pass today. A copy of the lease is enclosed. The real issue here is that the law says that it protects me against retaliation which is clear. I was stating. On _____ the railing on my apartment building broke away and I hurt myself. I reported it to _____ in maintenance on the _____ who came and viewed the stairs my _____ Then on the _____ when they were going up and down the broken stairs that you could plainly see. They said they didn't have time when _____ asked them after I asked them. Then I told _____ because the stairs was not fixed. Photos enclosed.

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Then on the _____ I got a notice that they was not renewing my lease. The only thing that happened from the _____ is that I complained about falling because of the railing. My lease was renewed in _____. They took me to Court on the _____ and the _____ did a false inspection on the _____ when they couldn't out me in jail the my listen plate was stolen, then they took me to court on _____ the _____ for work place harassment stating that I asked for an inspection and harassing them when they gave me a notice and told me that they would enter when they get ready when I request that they give me a time so that I could make my appointment with _____ or _____ but they would not bulge. Then they took me back to court on the _____ and the _____ stating that I lied _____ They testified that the _____ wants my apartment it's one of the nicer ones. I can't even find the time to look for another place because they keep taking me to court and i'm hurt and can't heal. Their actions are clear I have never had an expectation other than in prison where they go into your personal things they looked under my bed and under my couch and tables and took pictures and made a video without my permission. Not only that they also discriminated against me stating that I could not have my chairs on the baloney when everyone has them even on their website. This is not about not paying rent or trouble or complaints with my neighbors this is plain and simple retaliation, discrimination, and harassment and violation of my rights. This Judge was not only bias he went a step further and violated my right to a fair hearing there was nothing fair about this hearing. I will be the first to admit that I got on the defensive while _____ was attacking me on the stand because they went into my background and brought up things that was used to humiliate me which she did a good job of _____. The court paperwork filed with the court stated that the _____ but asked the Judge for _____ in attorney fees so that it would be impossible to stay in my home. The Judge admitted that _____ but _____ I just paid my rent and the supersede bond. They went all in and I can't believe that the Judge agreed. The contract says but they gave me _____ have you ever filed for an eviction actually means have you ever been evicted . I can't take nothing for face value. If it said an additional _____ with the _____ in parentheses should you at lease honor that statement alone. _____ stated that _____ is a part of second chance housing _____ who advertises help for the people such as myself with felony convictions I could not believe how far they went. I got out of prison and have not been in any trouble _____ I mentor _____ of almost _____ that don't miss birthday or holidays or just to call Got one through _____ and have _____ now. Please all I'm asking is for you to do is review all the information with an open mind. Thank you