

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-238

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge was unprofessional and failed to adequately consider her evidence.

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.

The commission does not have jurisdiction to review the legal sufficiency of the judge's rulings. In addition, 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(a).

Commission member Anna Mary Glaab did not participate in the consideration of this matter.

Dated: November 22, 2017

FOR THE COMMISSION

/s/ Margaret H. Downie

Margaret H. Downie

Executive Director

Copies of this order were distributed to all appropriate persons on November 22, 2017.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2017-238

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.

We had a _____ date with _____ on _____ (regarding _____)
When judge entered the court we rised.

Judge seemed in rush and tired. She quickly read the case number, and asked us to introduce ourselves. In very quick manner and in such a rush, she start asking for our source of income and, for some information related to the child support work sheet.

I tried to explain to judge that: I did not have had an income since _____ . I have been relocated. I have been offered a part time job but, due to need of travel for our court day _____ , I have not started my new job yet.

Judge did not consider my answer. In the same manner and in such a rush in her voice, she told me that based on my last employment history, and base on my last pay rate, she will consider me as a full time employee, and she will lock a number for my salary in the _____ work sheet!

After few minutes she came up with a number, and she announced that I, (petitioner) need to pay father

After that judge suddenly remmembered that :
she HAS FORGOTTEN TO swear us in the beginning!
Judge asked us to rise again. Then the court administrator was asked to do oath ceremony for us!!

I did not like judge's manner at all. she seemed like she was so ready to leave for the day from the beginning! she did not act professionally at all !!!

After we were sworn, jude went back and asked us if we we have any comments to make.
In a very polite manner and, in a calm voice I told jude that I DO NOT AGREE WITH THE COURT DECICIOSN . I have provided the court with more that 10 exhibits to argue my case (which judge didn't even bother to review before the start of the case).
Judge started getting loud with me! she even tried to tell me Stop!

Judge started to go through my exhibits very quick but, she kept saying that based on _____ work sheet this is her decisoin!

At the end, judge mentioned that she has to do rule 69 and, she start asking us if the court was fair, and if we agree with the court decision?

I did answer _____ to all her questions. But, again she did not consider my answer. She concluded the court even before the assinged time!

We were assinged one hour court time, but with judge's unreasonable rush, and with her rude manner the court was over around 4:00 pm!

I was very un-happy and started to make comment .
But, _____ told me : That I need to SHUT!!

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At one point judge even told me if, I try to talk again she will kick me out of the court.

Judge did act very unprofessionlly. she was impolite, and rude.
she did not take time to hear me. she just wanted to get over with the session and go home for the day.

I am a _____ who work professionally in the _____ field. I can distinguishe when a person pay respect to you, and take her time to listen to you.

I am very sorry and very disappointed to say that _____ did not act professional and polite on my court day,

At the same time with this complaint, I am appealing my case to the
I feel like I was not heard at all!

Based on the order, I provided the court with all the exhibits and, all the relevant forms. But,
_____ did not take her time, or ~~even~~ act in normal manner to show me that she has made a fair and professional decisioin. ^{did not}

How in the world judge can ask the parties so many questions and, make her final decisioin ^{based} on that when, she has not even sworn the parties in the beginning for their truthful statements ???!!!

I just want to mention that couple of days a go I recieved a minute entery from the court.

It has been typed in an order that :

Parties were sworn!!!
Mother WHO HAS PREVIOUSLY SWORN TESTIFIES!!
exhibits were admitted
Father WHO HAS PREVIOUSLY SWORN TESTIFIES!

IT IS NOT TRUE AT ALL!!!
THE COURT DID NOT HAPPEN IN THIS ORDER !!

I BELEIVE THE COURT CONVERSATIONS WERE RECORDED AT THE SAME TIME.

IF IT IS THE CASE, I WOULD RESPECTFULLY ASK THE COMMISSION TO LISTEN TO THE
RCORDED TAPE FOR THAT DATE (TO FIND MY TRUE COMPLAINTS).

With regards,
Petitioner :