

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 17-315

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court judge was biased against the father and ignored evidence in a family law matter.

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).

Dated: February 7, 2018

FOR THE COMMISSION

/s/ Margaret H. Downie

Margaret H. Downie

Executive Director

Copies of this order were distributed to all appropriate persons on February 7, 2018.

*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**

**2017-315**

**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.

This case started in \_\_\_\_\_ when mother took the minor child to \_\_\_\_\_ while Father was at work. \_\_\_\_\_ was shortly thereafter declared the minor child's home state. Father asked for custody and/or visitation. The Trial was held in front of \_\_\_\_\_ in \_\_\_\_\_ entered an Order dated \_\_\_\_\_ awarding Mother custody and giving Father once a month visitation in the state of \_\_\_\_\_ with 30 day notice period. Father is a \_\_\_\_\_ and has limited income for this. reason was that Father lied during trial about domestic violence. In fact, Father was the one to bring the domestic violence to the Court's attention by presenting evidence of Mother \_\_\_\_\_ in his house in which she sought medical treatment. \_\_\_\_\_ blatantly ignored this evidence. This judicial conduct is inappropriate as evidence does not lie. Father presented the hospital records evidencing Mother \_\_\_\_\_ and committed violence NOT Father. \_\_\_\_\_ again ignored this.

\_\_\_\_\_ has given \_\_\_\_\_ everything she has asked for in this matter. Never once has given Father anything. It is so one sided it should be illegal. \_\_\_\_\_ never made mother bring the child she took back to \_\_\_\_\_ the child's home state. \_\_\_\_\_ ordered father to attend anger management through the Probation Department. Father was told that he cannot do this since he has NEVER been convicted of domestic violence EVER!! Father then had to call \_\_\_\_\_ and ask where he was supposed to attend classes. It is clear that \_\_\_\_\_ never reviews any evidence Father presents for his side of Court. In fact, Father presented clear evidence in this matter that Mother committed domestic violence against Father. My biggest issue is that \_\_\_\_\_ ignores evidence and/or does not review it. There are a number of reviews about \_\_\_\_\_ on \_\_\_\_\_ that state the exact same issue with him. I have attached those reviews.

\_\_\_\_\_ expects a Father to fly to \_\_\_\_\_ rent a hotel room, purchase a plane ticket and rental car, once a month every month and this is his idea of a FAIR situation? The records will show that \_\_\_\_\_ does not care about evidence and sides with only one party. This is not fair or in the best interest of families at all.

\_\_\_\_\_ awarded FATHER supervised visitation UNTIL he finishes his domestic violence classes. Father once filed a Notice of Compliance with drug testing. \_\_\_\_\_ did not review anything as usual and issued an Order awarding Father unsupervised visitation. Once \_\_\_\_\_ brought it to attention that Father had not completed his classes, \_\_\_\_\_ issued another order taking back his first order and reinstating supervised visitation. This order was issued AFTER father had an unsupervised visit with his son in \_\_\_\_\_. It just does not make sense. This just shows \_\_\_\_\_ does not pay attention to evidence.

\_\_\_\_\_ was presented evidence by both sides and chooses who he wants to side with. Not once has it been for the Father in this matter. He has single handedly torn apart a Father and son. This could never be in the best interest of a child.

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If this complaint goes no further than to look into this case, you will find that \_\_\_\_\_ has no idea what he is doing and he clearly ignores facts and evidence. I ask that you please review this case and please see what is going on her. My son and grandson have been apart for two years and it is not right. Custody should be equal. \_\_\_\_\_ should be removed from the bench and a new Judge should be made to review all of \_\_\_\_\_ cases.

As servant of the public, a Judge is supposed to be independent, fair and impartial and dispense justice into our system. \_\_\_\_\_ has demonstrated that he is not doing this with his conduct of ignoring evidence and taking sides. A Judge is also supposed to be impartial in any matter. \_\_\_\_\_ has demonstrated that he is not impartial and, in fact, he is partial to Mother and not acting in the best interest of the minor child. The best interest of the minor child is to have a meaningful relationship with his father and, \_\_\_\_\_ has not upheld this in any instance. You will see this impropriety when you start reviewing this matter. \_\_\_\_\_ I am the Mother of \_\_\_\_\_ and grandmother of \_\_\_\_\_ It has been \_\_\_\_\_ since i have seen my precious grandson when he was taken away while I was work. I am begging you to please review this case and you will see the unfairness to my son and grandson. Thank you.

\_\_\_\_\_ has also ignored Court Orders. When Father filed a contempt order with the court. \_\_\_\_\_ did not even rule on it.

Specifically, Mother was told to remove the minor child from the \_\_\_\_\_ Order of Protection by \_\_\_\_\_ so they could have visitation. Mother renewed the order of protection and put the minor child's back on it. When Father brought this to the Court's attention, the court did not even brief the issue. How is this justice for Father? \_\_\_\_\_ should be briefing all issues and not just pick and chose which ones he wants to brief.

At the beginning of the case, \_\_\_\_\_ gave Mother a set time to decide where she wants to live. Mother never responded to this order and \_\_\_\_\_ never did anything to facilitate this.

\_\_\_\_\_ is bias and does not look at evidence. He needs to be removed from the family court bench before he ruins more families.