

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 20-353

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Judge:

Complainant:

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**ORDER**

March 31, 2021

The Complainant alleged a superior court judge improperly reduced the trial time and issued rulings based on “feelings.”

The role of the Commission on Judicial Conduct is to impartially determine whether a judicial officer has engaged in conduct that violates the Arizona Code of Judicial Conduct or Article 6.1 of the Arizona Constitution. There must be clear and convincing evidence of such a violation in order for the Commission to take disciplinary action against a judicial officer.

The Commission does not have jurisdiction to overturn, amend, or remand a judicial officer’s legal rulings. The Commission reviewed all relevant available information and concluded there was not clear and convincing evidence of ethical misconduct in this matter. The complaint is therefore dismissed pursuant to Commission Rules 16(a) and 23(a).

Copies of this order were distributed to all appropriate persons on March 31, 2021.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

20-353

**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.

Judge \_\_\_\_\_ reduced hearing time without notice from \_\_\_\_\_ to \_\_\_\_\_ each side. Petitioner request commission to listen to the transcript as Petitioner has yet to have it transcribed. Petitioner has attached childrens interviews, \_\_\_\_\_ minute entery and motion for reconsideration. Motion for reconsideration specificaly outlines the misconduct. Judge \_\_\_\_\_ findings did NOT follow the rules of evidence and went on pure " \_\_\_\_\_ " instead of acting as a fact finder. Petitioner waited \_\_\_\_\_ for a competent adjudication for which he did not recieve. Petitioner, as cited in his motion for reconsideration would have accepted there wasn't enough evidence, however, the judge went way outside the scope on her findings which would cause a future judicial officer to be prejudicial to Petitioner.

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OF ARIZONA

\_\_\_\_\_  
(Petitioner)

Case Number: \_\_\_\_\_

**NON-CONFIDENTIAL  
CHILD INTERVIEW REPORT**

\_\_\_\_\_  
(Respondent)

Date:

To: **Honorable**

Attorney for Mother: N/A

Attorney for Father: N/A

Pursuant to the Court Order dated \_\_\_\_\_ this case was referred to  
to conduct a child interview. The following children were individually interviewed on  
, after being brought to this office by \_\_\_\_\_

Name:

DOB

**INTERVIEW SUMMARY**

\_\_\_\_\_ and \_\_\_\_\_ were individually interviewed outside the presence of their mother, who was present in the waiting area. This \_\_\_\_\_ informed each child that the interview was being recorded and the content was not confidential. The children were also given the option of not responding to questions if doing so made him or her feel uncomfortable.

**Interview of**

\_\_\_\_\_ was asked about school. \_\_\_\_\_ reports attending " \_\_\_\_\_ " where he will be in \_\_\_\_\_ in the upcoming semester. \_\_\_\_\_ states last year school was " \_\_\_\_\_ " and that he had the " \_\_\_\_\_ ". However, \_\_\_\_\_ says his grades last semester " \_\_\_\_\_ ",

rather they were " ". states he has no favorite class in school, but his least favorite class is " ". reports he is " " what he wants to do after graduating from " ", asserting " ".

was asked about extracurricular activities and hobbies. responded, " ".

was asked about friends. reports having friends " " and " ".

was asked to describe Mother's house. reports Mother resides in a " " bedroom " ". states also residing in Mother's home is " ". Mother's " " and " " children " ", who is " " , and " " , who is " " . describes his relationship with " " as " " , but " " . explains he and " " describes his relationship with " " and " " as " " . reports he and " " and " " .

was asked to describe his relationship with Mother. responded, " " . reports what is fun about Mother is that she is " " and " " . also reports "Mother " " . When asked what chores or responsibilities he has at Mother's home, replied, " " and " " . When asked about discipline at Mother's home, reports Mother will tell him " " to " " or " " about whatever he is being disciplined for. When asked if there is anything not so fun about Mother, or being at Mother's home, replied, " " .

was asked to describe Father's home. reports Father resides in a " " with " " bedrooms, and where he and " " each have their " " . states nobody else lives with Father.

was asked to describe his relationship with Father. described his relationship with Father as " " . states what is fun about Father is that " " . states he has fun with Father when " " ( " ) in " " . says when in " " he and " " . When asked if he has any chores or responsibilities at Father's home, replied, " " home, including having to " " and to " " . When asked about discipline at Father's home, responded, discipline is the same as at Mother's home, where Father will " " or " " . did not report anything not so fun about Father or being at Father's home.

was asked about his family's health. reports there are no issues " " with any members of his family. When asked who takes him to the doctor, responded, " " .

was asked if he is mostly happy or mostly sad. describes himself as " " . reports what makes him happy is " " and " " . When asked if there is anything that makes him feel sad, replied, " " .

was asked if he has recently seen or overheard his parents argue. responded, " directly, rather, " continued, stating " and as a result "

was asked if he has ever felt uncomfortable around a parent or in a parent's home because of alcohol or drugs. replied, " "

was asked if there is anything going on now that is upsetting him. replied, " "

was asked if there is anything he would change about either of his parents. replied, " "

was asked if he would want to make any changes to the time he spends with his parents. states parenting time with each parent is " from " states he wants " " changes to the current parenting time schedule. When asked how he would feel if he had a different schedule than his sister. responded, different schedules " ", however, obviously "

reports " " states while he wants the parenting time schedule to remain the same, he realizes " " if Father moves to states he has " " about what the parenting time schedule should be if Father moves to

was asked if there is anything else he wants the judge to know. replied, " "

was asked if anyone told him to say anything in particular during the interview. replied, " "

### Interview of

was asked about school. reports attending " " where she is " " in the upcoming semester. states her experience in school last semester " " with her earning " ". When asked about her most favorite and least favorite classes, responded, " " but do not like " " and is " ". states after finishing school "

was asked about extracurricular activities and hobbies. responded, " " and " "

was asked about friends. responded, " " however, she says " " were her " " who both "

was asked to describe Mother's home. reports Mother resides in a " " with " " bedrooms. Also residing in Mother's home is brother " " "my Mom's " " and " " daughter " " and son " ". says she

**THE COMMISSION'S POLICY IS  
TO POST ONLY THE FIRST FIVE  
PAGES OF ANY DISMISSED  
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE  
REMAINDER OF THE  
COMPLAINT IN THIS MATTER,  
PLEASE MAKE YOUR REQUEST  
IN WRITING TO THE  
COMMISSION ON JUDICIAL  
CONDUCT AND REFERENCE  
THE COMMISSION CASE  
NUMBER IN YOUR REQUEST.**