

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 24-129

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Judge:

Complainant:

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**ORDER**

June 27, 2024

The Complainant alleged improper legal rulings by a superior court commissioner hearing a family case.

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).

Commission members Roger D. Barton, Louis Frank Dominguez, and Regina L. Nassen did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on June 27, 2024.

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

**FOR OFFICE USE ONLY**

**2024 - 129**

**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.

I informed the court many times when the alimony was paid in full  
Judge                      refused to suspend the payments  
Court overpaid the Petitioner and will not take responsibility to pay me the funds and pursue the funds  
from the Petitioner.  
The court owes me the payments

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*Arizona*                      *Court*  
*County*

HON.  
PRESIDING JUDGE  
DIVISION

TELEPHONE  
FAX

RE: \_\_\_\_\_

Dear \_\_\_\_\_:

I am in receipt of your letter concerning the case \_\_\_\_\_ currently before Judge \_\_\_\_\_. I understand the legal process can be frustrating and, unfortunately, disappointing if decisions are made contrary to a party's wishes. Nevertheless, the \_\_\_\_\_ County \_\_\_\_\_ Court judiciary strives to apply the law in every case fairly and impartially.

While you state that your correspondence is a "Motion for Court to Reimburse Defendant," Your correspondence was not filed with the Clerk of Court's office and was not served upon the Petitioner. To properly file a motion for consideration, please see *Arizona Rule of Family Law Procedure (AzFLP) 23 through 35.1*. Additionally, should a party feel a \_\_\_\_\_ Court decision was issued without basis in the law or in fact, that party may ask the judge assigned to your case to reconsider it. (*AzFLP*) 35.1. A party may also request the Court's judgment be corrected, altered or amended. *AzFLP* 83. Alternatively, a party may have the right to appeal the decision for review by Arizona's Court of Appeals. *See generally, Arizona's Superior Court Rules of Civil Appellate Procedure.*

The Presiding Judge is not an appellate judge and does not review, alter, or amend judicial decisions issued by another judicial officer. A review of your correspondence shows you have concerns with decisions made by the assigned trial judge. I suggest you review the Rules of Procedure and take any action you feel is appropriate to have your concerns handled by the currently assigned judicial officer.

If you are concerned that a judicial officer has acted contrary to the Code of Judicial Conduct, you may file a complaint with the Commission on Judicial Conduct. Its contact information is:

Commission on Judicial Conduct  
1501 W. Washington Street, Suite 229  
Phoenix, AZ 85007  
<http://www.azcourts.gov/ethics/Home.aspx>

Very Truly Yours,

\_\_\_\_\_  
Presiding Judge

ARIZONA COURT, COUNTY

HON.

CASE NO.

DATE:

Petitioner

and

Respondent

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**ORDER**

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**IN CHAMBERS ORDER RE: RECALCULATION OF SPOUSAL ARREARS**

The Court has reviewed the file and the Decree of Dissolution, filed

Based upon the terms set forth in the Decree, and the recalculation of the Clearinghouse records,

THE COURT FINDS the spousal support obligation has been satisfied.

THE COURT FURTHER FINDS that Respondent has overpaid spousal support in the amount of  
, to Petitioner.

IT IS THEREFORE ORDERED terminating the Income Withholding Order, entered on

IT IS FURTHER ORDERED that all Clearinghouse fees are waived.

\_\_\_\_\_  
Hon.

(ID: \_\_\_\_\_)

/s/ \_\_\_\_\_

cc:

Clerk of Court - Child Support Unit

\_\_\_\_\_  
Judicial Administrative Assistant