

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

---

Disposition of Complaint 24-268

---

Judge:

Complainant:

---

**ORDER**

October 11, 2024

The Complainant alleged a superior court commissioner made improper rulings in a child support 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 member Denise K. Aguilar did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on October 11, 2024.

2024 - 268

**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 [ ] I [ ] Petitioner and [ ] Respondent appear by phone to attend a Modification Hearing conducted by [ ] The Attorney General's office represent also was in attendance. I am unable to provide the GA' representative name due to not receiving any court information upon the concluded case.

At the hearing, both parties were sworn in under oath. The Repondent, [ ] did not provide the required documentation by law to either myself, or to the court prior to this hearing date. Once the hearing started, Commissioner [ ] was asking questions about the respondent, [ ] source of income, his place of employment, and rental income he receives. The respondent, [ ] proceeds to tell the commissioner that he is unable to make the requested amount of [ ] per month of what the modification amount was for. [ ] stated to the court under oath that he just obtained somekind of card from his employer and he works when needed on a call in basis but has not started work yet.

[ ] had failed to provide documentation and did not provide to the court any of the following required documentation such as; 1). Proof of Name Current Employer and Payroll Address, 2). Completed Affidavit of Financial Information, 3). Copies of Pay Stubbs, Tax Returns, etc.,

When asked by the commissioner regarding his rental property, [ ] stated he receives [ ] per month and that he pays rent of [ ] per month to live at his dwelling. [ ] also stated he has a hard time paying his current child support amount of [ ] per month. A [ ] payment of [ ] was paid the day before the court hearing. On [ ] after the court hearing, the final balance was paid before the end of the month. [ ] was pleading with the commissioner as to his financial difficulties and somehow she was bias in her opinion and not willing to grant the modification.

It was also indicated in her decision to keep the child support arrears at [ ] plus the clearinghouse fee of [ ] and the monthly payments are due on the First of each month. To date I have not seen anything posted the the courts website as to her decision, and I have not I received anything in the mail as to her decision either.

I believe it is unfair that a commissioner of the courts do not follow the rules of court proceedings and allow a ruling without receiving the respondent, [ ] required documentation he failed to provide and needed by the court in order to make a fair and bias decision.

On [ ] I did reach out to the [ ] Court directory - [ ] and left a message with Commissioner [ ] voicemail and to date I have not received a response.

If this Commissioner is required to mail out to the responding parties as to her decision, please direct her to do so. The Respondent, [ ] would not be in compliant with her decision orders. Failing to receive this Commissioners decision in writing is only allowing time to lapse and cause any delays should I wish to further this matter.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

**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 am currently unable to afford an attorney through these legal proceedings this is why I filed the paperwork myself. I did speak to an attorney in \_\_\_\_\_ who is willing to represent me with this case. But without having the commissioners decision in writing or access to court records that have not transpired yet, I am defeating the whole purpose of hiring a legal firm to continue this matter.

Thank you for reading my concerns in the above mention complaint. Should you have any questions, or comments please call me directly at ( \_\_\_\_\_ ) \_\_\_\_\_ or submit in writing to the address on file.

Sincerely,

Plaintiff