

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-481

Judge:

Complainant:

ORDER

February 28, 2025

The Complainant alleged a superior court judge made improper rulings by denying a speedy trial and not admitting certain evidence in a civil 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 Denise K. Aguilar and Joseph C. Kreamer did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on February 28, 2025.

2024-481

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 complaint is regarding case [] . This court has violated the Sixth Amendment to my Constitutional Rights to A Fair and Speedy Trial. Reasons for an unfair trial:

- 1) Wrongfully excluding my(Defendants) testimony and evidence during trial.
 - a) Exhibits were excluded and not allowed to be presented due to unfair conduct by Plaintiff and his Attorney. Conduct was badgering, intimidation, verbal attacks, and coercion in open court during a recess. The Baliff failed to maintain order of the Court and allowed Plaintiff and his attorney to continue the conduct leaving Defendant [] in fear for her life of being assaulted again by the Plaintiff with an active restraining order in place.
- 2) Any Court of Appeals will overturn any decision in favor of the Plaintiff due to Unjust Enrichment. The Plaintiff has no proof or evidence of ownership and has not presented any to this Court. Awarding Plaintiff the Settled amout of 40% of Defendants property is Unjust Enrichment. Plaintiff cannot provide the Court with proof or any receipts.
- 3) Spoilation of Documents: Plaintiffs attorney altered defendants documents and presented them at trial as if they were the Plaintiff's documents. Any altered documents by plaintiffs attorney should not be allowed at trial. Plaintiff's attorney [] , was allowed to present undisclosed and altered docuements tarnishing the viability of trial and deeming the trial to be unfair and violating Defendants Sixth Constitutional Right. During trial [] presented an altered version of Defendant bank statment.
- 4) Judge [] allowed Plaintiffs attorney to present documents not disclosed during discovery. During the pretrial conference, Judge [] stated any documents not disclosed during discovery WILL NOT be allowed at trial, however during trial [] presented undisclosed documents including text messages disclosed by defendant.
- 5) Unfair Trial: Defendant has on multiple occasion motioned for a counterclaim and was wrongfully denied allowing for an unfair and bias trail.
- 6) Delaying of Trial/Decision: Pre-trial was scheduled for [] and Defendant [] asked for Trial to be scheduled in the next 30 days as the case has already been delayed by Plaintiff's attorney. Trial was not scheduled until [] causing a delay in the decision making process violating Defendants right to a speedy trial.

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CONFIDENTIAL

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

FOR OFFICE USE ONLY

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7) Irreparable Harm: Defendant has been irreparably harmed from the delay of this case causing her property to begin the foreclosure process.

8) Due to Plaintiff and attorney _____ improper conduct during a recess in Open Court, Defendant _____ was not allowed to present her case and Exhibits at trial deeming this case to be unfair and unjust.

The remedy Defendant is requesting is for a re-trial and to be allowed to present her evidence and testimony. Any Court of Appeals will overturn any ruling in favor of the Plaintiff.