

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 23-509

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Judge:

Complainant:

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**ORDER**

April 19, 2024

The Complainant alleged improper legal rulings by a superior court commissioner hearing an order of protection.

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 Regina L. Nassen did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on April 19, 2024.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

2023-509

**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 was in court room \_\_\_\_\_ for a matter involving an order of protection the was to begin at \_\_\_\_\_ prior to the hearing I was trying to file a motion to dismiss with the clerk of \_\_\_\_\_ court when I was called to the service window the representative told me that he was unable to file this motion for me because there was a department located in the law library center that would be able to file it for me. So I went to that department order of protection in the law library center spoke with the woman in charge, and she then stated that department did not file motions and that I needed to go to the clerk of \_\_\_\_\_ court to file the motion to dismiss. I at that time explained that the clerk of \_\_\_\_\_ court had directed me to this department to file the motion. At that time I was confused and upset and my voice got a little loud because time was getting close for the hearing at \_\_\_\_\_. The a group of sheriff's came in and asked if there was a problem and I responded No and explained what was happening the sheriff after listening directed me to report to the court for court, so I left and proceeded up to court room \_\_\_\_\_. The judge came in and was unable to pull up the order of protection case information and excused herself from the court room for approximately \_\_\_\_\_ minutes before returning and moving forward with the hearing. At that time I stated to the judge that I wanted to submit a motion to dismiss under the grounds of a violation of my constitutional rights of due process, it had been at this point \_\_\_\_\_ days from my request to a hearing to contest this order of protection, in which I had been removed from the home. Rule states that I must receive a hearing date with 5 days of my request. The judge didn't even let me get finished with my reason before saying denied. I said under what basis your honor, this is clearly a violation of my constitutional right of due process. She was rude and said I'm denying your motion because I don't have a motion, I stated I have it right here. She was just rude and said denied, please stop interrupting so we can proceed in a timely manner that I was holding up the proceedings, I stated I understand your honor that what I saying. She was very rude to me the entire hearing and I knew it was going no where.

This is a situation that s in need of attention.

Thank you.

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