

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-011

Judge:

Complainant:

ORDER

May 17, 2024

The Complainant alleged improper legal decisions and violation of rights by a justice of the peace hearing an order of protection 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 Christopher P. Staring did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on May 17, 2024.

2024-011

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 have had issues with this Justice Court where emails are being returned to me that I send and I receive a fatal error message as access denied and when there is a response filed from plaintiff I am not receiving until I find out through ruling on motion after I receive a hard copy via the United States Postal service. I contacted the clerk and was given the response that I must have entered the email address incorrectly. However I am not. I have the correct email address for communication with that court saved in my address book and have the correct address.

I filed a motion to appoint legal counsel for myself and also asked for either an attorney or advocate to be appointed for my grandchildren who are listed on the order of protection and first received a ruling denying the appointment of counsel for myself.

I immediately contacted the clerk of the court once again asking why I received only a partial ruling the clerk explained to me that part of my motion had been left out and she would have to type up a new motion and submit it again. I asked would I have to wait another _____ days for ruling and was told that I would possibly have to wait. I did not have to wait very long. I received yet another denial including myself and the children. I am unaware of how the system works but it does not seem correct for a motion that I filed with the court for someone to change the wording that is contained in my motion. Nor do I feel that is in any way legal. I am being accused of committing a crime of domestic violence it is my right to have legal counsel appointed if I cannot afford to acquire legal representation myself. And I believe the children have a right to have someone outside of the parties involved to represent their best interests.

I then filed another motion for relief from judgment on the grounds the plaintiff committed perjury while testifying under oath at the only hearing I was present for and provided evidence proving that the plaintiff in fact lied about being instructed by the "_____" her to file for this frivolous order of protection and her exact words were just that when asked by _____ to why she filed for the motion she was "_____". I provided the court with the initial results of an investigation done by the _____ office for _____ where the investigator clearly states that the staff of _____ denies giving the plaintiff any legal counsel or instructing her to file for legal action against me. I also provided the court with another perjury statement by the plaintiff where she testified to the court that I had pending charges here in _____.

I informed the court of the _____ county office of the prosecuting attorney would attest to the fact that I have never had any criminal charges here in _____ nor are there any pending charges. I also provided proof of more perjury committed when the plaintiff testified to her daughter having a relationship with a teenage boy who was found at the plaintiff's house hiding from law enforcement after he crashed a car into a building somewhere near the vicinity of the plaintiff's home. I provided the coverage from news media verifying that not only do they know each other she was in the vehicle with this person while he evaded police driving the vehicle recklessly throughout a couple of jurisdictions there in Arizona. And to my dismay this motion too was denied.

The plaintiff is now being investigated by the _____ police property crimes detective because I contacted the office of the Mayor of _____ and she in turn sent my communication to Commander _____ the liaison officer for police department. After hearing about the situation he obviously felt the need to have an investigation opened on this matter. I also called the _____ police department and reported it to that precinct as well. When a person commits perjury while under oath it becomes an obstruction of justice and it should not be ignored. The plaintiff has continually lied to authorities and to the court in regards to the whereabouts of my grandchildren and has been able to get away with it for too long. These children and myself have been affected in a negative manner because of her lies and the justice officers should not allow her testimony to be entered into the court.

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

FOR OFFICE USE ONLY

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This entire case has been based on lies told by the plaintiff and for these officers of the court to ignore the fact that the plaintiff committed perjury on so many details is beyond unfair it's absolute miscarriage of justice and i am asking that this Justice court be made aware that perjury should not be allowed in a court of law whatsoever. I am aware that your commission can not overturn the judgements or rulings on this case but i am hoping that these officers of the court are reprimanded for their mishandling of information provided to them and hope they will not continue to allow anyone to commit perjury for it is the victima who end up being persecuted for the actions of a judicial officer who fails to upgold the laws of this land. This entire situation has caused me much grief and suffering and i have lost alot of money i didnt have to try and get my grandchildren out of the abusive situation that they are still enduring.

It is very frustrating not being able to properly defend myself against the absurd lies told by the plaintiff and its even more discouraging knowing that a Justice Court is allowing perjury to be committed at all. Something needs to be dobe about this situation. It has gone on way too long and the childreb are the ones being subjected to abuse while being taught by the plaintiff that it is okay for someone to lie to a court of law and authorities. I hope this commission understands the frustration and hopelessness that i am feeling because od this. I have done what i was supposed to do when it came to the safety and well being of my grandchildren. I followed the rules abd laws i reported to the agencies i was supposed to report to and when it was realized that I went above and beyond to get the children reunited and safe the tables were turned and i became the target of retaliation for doing what i was supposed to do.

I should be allowed to have counsel appointed. The children should be appointed someone to advocate for them and this Justice Court should never allow any party on a case commit perjury. Its ludacris. I hope the commission understands how important this is to me and will do everything in its power to investigate what i have complained about and remind the officers of the court of their responsibility to be fair and impartial and never allow perjury into their courtrooms. Thank you for your time.