

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 24-044

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Judge:

Complainants:

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**ORDER**

May 31, 2024

The Complainants alleged a superior court commissioner made improper rulings and was biased for handling two civil cases in which Complainants were involved.

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 Regina L. Nassen and Christopher P. Staring did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on May 31, 2024.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

2024-044

**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.

ARIZONA COMMISSION on Judicial Conduct  
On a Quiet Title Complaint was filed and Assigned to the Honorable The  
Complaint was filed against and in Case  
Trustee filed a Motion to Dismiss pursuant to Rule 12 (b)(6) on  
and Minute Entry dated Plaintiff's actions were to nullify the Deed in question to  
remove a cloud on the Title to the premises known as  
Motion to Dismiss for Failure to State a Claim Rule 12(b)(6) is insufficient as it fails the  
test of Rule 56(c). All other Defendants failed to Answer the Complaint by default.  
then hires see Rule 1.7 and they sold the property by Trustees Deed upon sale dated  
all without a Judgment or second notice. and then filed  
an emergency Motion to Expunge our Lis Pendens, ruled on by Commissioner Yet  
another Motion that doesn't pass the Rule 56(c) test. However, the Motion was Granted On  
filed a Summons and Complaint representing a party in  
default Case in landlord tenant court on forcible entry detainer. This is an improper  
venue for homeowners who have interest in the Deed. The Quiet Title action was to nullify the Deed in  
question to remove a cloud on the Title to the premises. The case was heard by the  
same Commissioner that granted the Motion to Expunge our Lis Pendens, which appears to be a  
conflict of interest as we felt we would not receive a just ruling at this point. On our suspicion  
became real as Commissioner ignored plain evidence of no second notice of sale, even when  
Counsel deemed admitted he had no knowledge of a second notice of sale. Commissioner  
stated as it is in the transcripts, she would postpone the hearing and set the case for trial until Counsel  
could get proof from his clients within 10 days, but continued as Counsel made several  
false self-serving statements. (1) He stated we weren't at the sale and (2) He stated, he was certain  
that his clients had a second notice of sale after he deemed admitted he had no proof. We contend that  
Commissioner already had a bias against the homeowners because of the expungement of  
the Lis Pendens previously. Commissioner has violated CANON 2. Rule 2.2 and Rule 2.3  
et.al. Each Attorney, and have violated Rule  
42. Arizona Rules of Professional Conduct ER 3.4, Fairness to Opposing Party and Counsel et.al and  
ER 8.4., and Misconduct et.al.

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<p>The following attorneys have participated in misconduct regarding _____, (AZ Bar # _____), _____ (SBN _____), _____ (SBN _____) and _____ and _____.</p> <p>We are providing a list <del>and copies</del> of documents filed with the _____ Court of the State of Arizona in _____ and for the County of _____.</p> <p>(1) Civil Complaint Quiet Title, _____ (2) Smmons, _____  (3) Notice of Lis Pendens 10:29 a.m., with _____ County Recorder, (4) Minute Entry _____ (5) _____ Motion to Dismiss, _____ (6) Relief From Motion to Dismiss, _____ (7) Application and Affidavit for Default, _____ (8) Notice and Motion for Injunctive Relief Against All Defendants, Vacate Substitutue of Trustee, Assignment of Deed of Trust, Notice of Trustee Sale and Consumer Fraud _____ (9) Request for Judicial Notice of Public Documents, _____ (10) Correspondence sent Certified Mail to Judge _____ Notice of Appeal, _____ (11) Case Management Statement, _____ (12) Under Advisemen Ruling, _____ (13) Minute Enty, _____ (14) Notice, _____ (15) Application and Affidavit for Default delivered _____ (16) Writ of Restitution, _____</p>	
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Case:

Category: -

Sub-Category:

- Other Filed:

Status:

In the Matter of:

V.

Pro Per

Calendar:

Bar ID:

Judicial Officer:

Branch:

**DOCKET EVENTS**

LET - Letter	The Court
CAO - Court Of Appeals Order	The Court
ORDER DISMISSING APPEAL	
PRA - Praecipe	
WRIT OF RESTRITUTION	
ORD - Order	The Court
ORDER SUBSTITUING PLAINTIFF	
APL - Application	
Plaintiffs Application for Writ of Restitution after 45 Days PURSUANT TO RULES OF PROCEDURE FOR EVICTION ACTIONS, RULE 14(B)(2)	
MOT - Motion	
Plaintiffs Motion to Substitute Parties	
REC - Receipt	The Court
DIVISION ONE	
NOT - Notice	The Court
APPELLATE CLERK NOTICE	
CAR - Court Of Appeals Receipt	The Court
C2C TRANSMISSION RECEIPT	
AIX - Appeals Index	The Court
ELECTRONIC INDEX OF RECORD	
CAN - Credit Memo Appearance Fee Paid	
Credit Memo/Appearance Fee Paid	
NOT - Notice	The Court
NOTICE OF FILING/NOTICE OF APPEAL	
NAP - Notice Of Appeal	
049 - ME: <u>Judgment Signed</u>	The Court
EXW - Exhibits Work Sheet	The Court
005 - ME: Hearing	The Court
NOT - Notice	
Notice of Lodging Judgment	
JUD - Judgment	The Court
Notice of filing and entry provided to the parties	
JUD - Judgment	The Court
JUDGMENT	
AFS - Affidavit Of Service	The Court

Case:

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**DOCKET EVENTS**

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REQ - Request  
REQUEST FOR JUDICIAL NOTICE OF  
PUBLIC DOCUMENTS

MOT - Motion  
Motion for Judgment on the Pleadings

NOT - Notice  
COVER SHEET

OBJ - Objection/Opposition. The Court  
AFFIDAVIT

089 - ME: Trial Setting The Court

AFS - Affidavit Of Service The Court

AFS - Affidavit Of Service The Court

COM - Complaint  
Complaint

CSH - Coversheet  
Civil Cover Sheet

CCN - Cert Arbitration - Not Subject  
Certificate Of Compulsory Arbitration - Is Not Subject To

SUM - Summons  
Summons

SUM - Summons  
Summons

SUM - Summons  
Summons

SUM - Summons  
Summons

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# Court Case Information - Case History

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« Return to search results

## Case Information

Case Number: Judge:  
 File Date: Location:  
 Case Type:

## Party Information

Party Name	Relationship	Sex	Attorney
	Plaintiff		Pro Per
	Plaintiff		Pro Per
	Defendant		
	Defendant		Pro Per

## Case Documents

Filing Date	Description	Docket Date	Filing Party
	RNM - Returned Mail		

**NOTE:**

RNM - Returned Mail

**NOTE:**

RNM - Returned Mail

**NOTE:**

RES - Response

**NOTE:** Response to Plaintiffs' Amended Motion for Injunctive Relief Against All Defendants: Vacate Substitu

MTD - Motion To Dismiss

**NOTE:** Defendant's Motion to Dismiss

094 - ME: Oral Argument Set

028 - ME: Status Conference Set

NOT - Notice

Plaintiff(1)

**THE COMMISSION'S POLICY IS  
TO POST ONLY THE FIRST FIVE  
PAGES OF ANY DISMISSED  
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE  
REMAINDER OF THE  
COMPLAINT IN THIS MATTER,  
PLEASE MAKE YOUR REQUEST  
IN WRITING TO THE  
COMMISSION ON JUDICIAL  
CONDUCT AND REFERENCE  
THE COMMISSION CASE  
NUMBER IN YOUR REQUEST.**