

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-159

Judge:

Complainant:

ORDER

The complainant alleged that a superior court judge improperly rejected a child support agreement and failed to follow the law in setting the amount of child support.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After review, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: July 16, 2014

FOR THE COMMISSION

/s/George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed
to the complainant and the judge
on July 16, 2014

This order may not be used as a basis for disqualification of a judge.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2014-159

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 you believe 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.

2014-159

**Judicial Complaint:
Judge**

From:

To: Arizona Commission on Judicial Conduct.

Subject: Judicial Complaint in case

Rule 1.2(3), 2.2 (1)(2) and Rule 2.6(B)

Date:

On [redacted] I and the mother of [redacted] agreed to terms of \$0 (zero) dollars for [redacted] support on documents signed and submitted to Judge [redacted] County Court. This agreement was made freely by both parties and mutual to keep the "justice system" out of our family life. However, Judge [redacted] refused to sign off on this agreement made outside of court. Judge [redacted] "MINUTE ENTRY" dated [redacted] explained that the calculator completed by both parents amounted to [redacted] because each parent equally shared the [redacted]. In fact, when the MINUET ENTRY was signed by Judge [redacted] he ordered the mother to receive [redacted] in monthly [redacted]. This amount was not in line with ARS 25-320 and completely deviated from the [redacted] guidelines.

According to the MINUTE ENTRY, the court itself stated no deviation can take place in the Guidelines as stated in ARS 25-320. However, the court violated this very law. The Calculator completed by both parties listed [redacted] if the order of for \$0 (Zero dollars) was not signed by the judge. Judge [redacted] not only failed to uphold an agreement signed and settled out of court by both parties, he violated the [redacted] in which the judge himself cited in the courts own MINUET ENTRY dated [redacted].

Adding insult to injury, Judge [redacted] ordered me to pay Ms. [redacted] in legal fees because I continued to fight for my rights in this matter. Not only did the judge not follow the Guidelines, he also punished me for pointing this fact out in court. Recently, this [redacted] punitive payment was submitted to Ms. [redacted] attorney. This order is an outrage and shows how the court does not enforce, follow or give equal rights to [redacted] in divorce and [redacted].

I request the Arizona Commission on Judicial Conduct complete an accurate and timely review on this matter. Men's rights in family matters needs to be respected, promoted and fully enforced in a court of [redacted].

law without exception. When a court interferes in decisions made by two consenting parents about the ability to we all lose.

Respectfully submitted,