

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 06-076

Complainant: No. 1281100101A

Judge: No. 1281100101B

ORDER

The commission reviewed the complaint and found no misconduct on the part of the judge. The complainant alleged that the judge discriminated against him by denying his request to remove his attorney. The commission reviewed the transcript of the proceeding and determined that the judge did nothing wrong.

The complaint is dismissed pursuant to Rule 16(a).

Dated: June 27, 2006.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on June 27, 2006.

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

STATEMENT OF FACTS

CJC-06-076

Instructions: Please use this form or plain paper of the same size to explain your complaint. In your own words, describe specifically what the judge did that you believe is misconduct. You should provide all of the important names, dates, times and places related to your complaint, but you do not need to cite the applicable canons of judicial conduct. Although you may attach additional pages, do not write on the back of any page. You may attach copies of any documents you feel will help us understand your complaint.

Your name: [redacted] Judge's name: [redacted] Date: _____

On [redacted] I tried to remove counsel [redacted] for irreconcilable differences. That during this time before the ruling that [redacted] will stay, [redacted] did state openly "He's caught on the tape kicking the back out of him what more does he need to see" and "I guess some people need to do 23 years in prison." These comments were made in lieu of an affidavit to Counsel and Firm for complete discoveries, at which I still have not received even after Court order. Yet instead of Judge [redacted] removing Counsel as at this point my Counsel did ultimately prejudice his client, Judge [redacted] stated "I've known [redacted] for many years he's a respectable guy, so watch who you call a liar." This act is direct discrimination of the actions and words prior to his decision completely backed my claims. That due to this fact I now have been forced to proceed pro se portions and trial is set for [redacted] sometime. [redacted] I go to court I will try and remove Counsel again and ask for a change of venue do to [redacted] and Judge [redacted] intimacy I will not receive a fair trial.

This is a noticeable conflict and Judge [redacted] should have responded reasonable. I also addressed evidence being used by the state that has been altered and erased by the state, and Judge [redacted] addressed this but allowed state to use evidence by not doing anything about the issue. The state stated "We'll have to defend that at trial." The Rules of Evidence state otherwise.

Do to my poverty I cannot obtain a copy of the transcripts of [redacted] in Judge [redacted] Court room and have asked of which from my attorney and the courts. Still I have not received such. Please obtain these documents and you will see for yourself the truth in my words.

I do not wish to do 23 years for discrepancies of the courts and my

(Attach additional sheets as needed)

attorney when they can be fixed now and my rights to a fair trial and effective assistance of Counsel can be protected before trial.

I have already mailed a complaint to the State Bar Ass, on the actions of [redacted] But I feel that the Judge [redacted] has performed misconduct due to the fact of personal interests and not proceeding properly in the color of law, and has forsaken the Professional Rules of Conduct for Attorney's, the Rules of Canon, the AZ constitution, the U.S. Constitution, and the Judicial rules of Ethics due to his personal intimacy with counsel [redacted] and the rulings because of which.