State of Arizona COMMISSION ON JUDICIAL CONDUCT

	Disposition of Complaint 09-042	
Complainant:	No.	1355600112A
Judge:	No.	1355600112B

ORDER

The commission reviewed the complaint filed in this matter and found no evidence of ethical misconduct on the part of the judge. The issues raised are factual and legal questions that can only be addressed by an appellate court.

The commission is not a court and cannot change a judge's decisions; therefore, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: March 18, 2009.

FOR THE COMMISSION

\s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on March 18, 2009.

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

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To whom it may concern,

A.J7.09

AOC HUMAN RESOURCES

My name is have been incarcerated since Sept. 11, 2007 without ever having a fair and speedy trial ".or "my right to confront witnesses"; basically,
my "due process of law" has been compromised and ignored. I am an American, and my Constitutional Rights which govern all of the United States are not being excercised in Arizona. This law called "trial in abstencia" is absurd, and has fully violated my rights. I live in CA., I did NOT know that 9 trial was taking place, I was never notified by mail, or by the Pub. Def. office, and neither was my witness. Consequently, a half-day trial took place, and what is a clear case of self-defense has now turned into a 6 yr. prison sent. for Agg. Assault. I have gone from a Pub. Def., who did nothing for me, named AZ ... to the most expensive atty. I could find, named (cert. specialist) also in - in hopes of filing a "Motion to Vacate Judgement" - and get a 're-trial' granted by Judge in County. None of that worked, and now I am back to a Pub. Def. because I used all my resources trying to get a "re-trial" which would

have been my first "fair" trial). Now, the (o. Pub. Def. has assigned my case to in Prescott VIY. He has been my atty. for over three months now, and I can't even get him to respond to my inquires.

I put my faith, and about \$19,000.10 , trusting that the judicial system would not let a man go to prison would ever having a trial that I was present for, that my witness could be present for. I was wrong. I spent from Sept. 2007 to March 2008, in county jail trying to get "a fair" trial. Mar. 2008, I was sent to prison for one count of Agg. Assault for 6 years. I am innocent. I defended myself against a drunk attacker, and I have witnesses to prove it. Instead of being given my Constitutional Right to prove it, I now sit on a level 4 prison yard-no one knowing the facts about my case. This is a great injustice. I have tried to be patient about all of this, but enough is enough. I am now going to fully exhaust 911 the avenues I possibly can, Starting with the Govenor and ending with any T.V. Station that might listen. I am innocent, and have never been given a Chance to prove it.

I have a Appeal filed already, but in one more month it will be a year and I

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have heard nothing.

I did not "voluntarily absent myself"
from a trial I know I will win! I was
never notified, or contacted my Mr.
He even documented this in my file. Mr.

never fried to sub-poena a key witness, either. He had the witnesses name, address, and ph. #, as well. This is also documented in my file. Even if I did "voluntarily absent myself" - he still has an obligation to perform as my atty., to secure witnesses. He never did that.

Also, he allowed in this half-day trial for me to be identified with a booking photo from a different state, un-certified, and the photo was taken 15 months prior to being used! And furthermore, Judge allowed the process of identifying me to go on, knowing it was not valid;—since I was not Present for the trial. Clearly violating my rights.

There are many things that have violated my rights in this case. I am formally requesting your offices assistance in this matter. If not, could you please refer me to someone who can help me. I am innocent. A trial occurred wout me, which never would have happend in CA. So, how can it happen in AZ?? Thank you for your time. Please respond to my request. Sincerely,