

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 10-186

Complainant: No. 1396810510A

Judge: No. 1396810510B

ORDER

The complainant alleged that a superior court judge refused to assign new counsel. This issue does not involve a violation of the Code of Judicial Conduct because the decision to deny a change of counsel is within the discretion of the judge and outside the jurisdiction of the commission. Accordingly, this complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: September 15, 2010

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on September 15, 2010.

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

June 29, 2010

2010-186

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Commission on Judicial Conduct.

I have a matter that I would like for you to take under advisement. It's regarding a superior court judge by the name of _____ of Maricopa County. I was recently represented in a criminal matter by the Maricopa County Public Defenders Office. While under their jurisdiction I filed a civil suit against two criminal attorneys that were appointed to my case. These two lawyers and I had deliberate indifference which resulted in a civil matter. After I had these two attorneys served. Their summons by the Maricopa County.

I brought it to my judge's attention

that it was a conflict of interest to have these two attorneys represent me on my criminal case when I had a pending law suit against them. Well, blatantly disregarded this issue and continued to let these attorneys represent me. Furthermore when I asked for a change of counsel, _____ denied my request and never took it under advisement to give me another attorney due to my request or my circumstances. Trial judges are supposed to use their best discretion when dealing with situations such as these. The U.S.

Constitution supports this: Sixth amendment rights of a criminal defendant. I feel this judge acted inappropriately by ignoring my request for new counsel and my civil suit against the public defenders office, I feel that: Should be reprimanded for being capricious in actions. denying my request for a change of counsel put me under duress in which I found no way out of my situation but representing myself. and even after I did that, my presiding judge made the two attorneys I had the suit against my co-counsel. IS this how our judicial system works? I think not.