

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 11-101

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Complainant: No. 1403600307A

Judge: No. 1403600307B

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**ORDER**

The complainant alleged that a superior court judge was biased, rude, racist, improperly doubled his bond in anger, and made inappropriate threats. The commission reviewed the allegations, the response from the judge, and the transcript of the hearing and decided to dismiss the complaints with a private advisory letter to the judge regarding Rule 2.8(b) of the Arizona Code of Judicial Conduct, which requires a judge to be patient, dignified, and courteous. The complaint is dismissed in accordance with Rules 16(b) and 23.

Dated: July 26, 2011.

FOR THE COMMISSION

/s/ Louis Dominguez

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Louis Frank Dominguez  
Commission Chair

Copies of this order were mailed to the complainant and the judge on July 26, 2011.

*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

2011-101

COMPLAINT AGAINST A JUDGE

Your name:

Judge's name:

Date: 3/3/2011

Instructions: You can use this form or plain paper of the same size to file a complaint. Please describe in your own words what the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times and places that will help us understand your concerns. You may attach additional pages but not original court documents. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

ON A CERTAIN 3-15-2011 HEARING, JUDGE WAS EXTREMELY HOSTILE, BIASED AND PREJUDICED AGAINST DEFENDANT. THE DEFENDANT BEING TOTALLY FED UP AND JUSTIFIABLY IRATE ABOUT THE STATE CONSTANTLY DELAYING TRIAL AND EXCEEDING RULE 8 TIME LIMIT BY OVER A YEAR AND A HALF, WAS TRYING TO EXPLAIN THESE ISSUES TO JUDGE WHEN HE APPARENTLY GOT UPSET ABOUT SOMETHING, DENIED OR DISMISSED ALL MOTIONS WITHOUT A HEARING AND DOUBLED DEFENDANTS BOND OUT OF RAGE AND NOT BECAUSE ANY TERMS OF RELEASE CONDITIONS WERE VIOLATED OR ANY LAW. THIS CAUSED AN ARREST WHILE IN COURT ON 3-15-2011 AFTER HEARING HAD TO BE RESCHEDULED FROM THE PREVIOUS DAY AGAIN DUE TO CONSTANT, DELIBERATE, REOCCURRING ERRORS BY THE COURT. THE JUDGE SHOWED UP ALMOST AN HOUR LATE WHEN THE HEARING WAS RESCHEDULED FROM THE PREVIOUS DAY DUE TO A COURT ERROR THEN SUDDENLY TRIED TRANSFERING HIS ANGER TO DEFENDANT.

JUDGE WAS ADVISED THAT PER RULE 8, TWO YEARS WITHOUT A TRIAL WAS GROUNDS FOR CASE DISMISSAL ON A NON CAPITAL PETTY ISSUE, WITH THE STATE CAUSING DELIBERATE DELAYS TO HARM AND INJURE DEFENDANT. HE IGNORED THIS.

JUDGE WAS ALSO ADVISED OF A DEFECTIVE INDICTMENT OBTAINED WITH PERJURY AND FALSE TESTIMONY TO A GRAND JURY BY POLICE OFFICER AND PROSECUTOR. HENCE INDICTMENT REQUIRES DISMISSAL AND THAT COURT HAD NO JURISDICTION WITH AN IMPROPER OR DEFECTIVE INDICTMENT. THE FACT THAT PREVIOUSLY ASSIGNED PUBLIC DEFENDER EITHER KNEW BUT FAILED TO RAISE ISSUE IS NOT GROUNDS TO IMPROPERLY PROSECUTE DEFENDANT WITH A DEFECTIVE INDICTMENT WHICH SHOULD BE DISMISSED, JUDGE IGNORED.

JUDGE WAS ALSO ADVISED OF SPECIFIC ISSUES WITH A CERTAIN COUNSEL MR. REINHOLD COOKE AND COMPLAINT FILED WITH STATE BAR REQUIRING ASSIGNING AN ATTORNEY THAT WOULD PROPERLY REPRESENT AND ACT IN BEST INTEREST OF DEFENDANT, JUDGE ALSO DISREGARDED THIS. SPECIFIC REASONS WERE MENTIONED INCLUDING VIOLATION OF ATTORNEY CLIENT PRIVILEGE.

THE STATES BIAS, HOSTILITY, PREJUDICE AND BLATANT DISREGARD FOR THE LAW, HUMAN AND CONSTITUTIONAL RIGHTS IS MORE THAN EVIDENT, INCLUDING COLLUSIVE BEHAVIOR BETWEEN JUDGES AND PROSECUTORS AGAINST DEFENDANTS.

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(Attach additional sheets as needed)