

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 12-355

Complainant: No. 1458500112A

Judge: No. 1458500112B

ORDER

The complainant alleged a superior court judge refused to grant him release on bond in any amount prior to his trial and contends the judge and prosecutor are biased against him.

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 reviewing the information provided by the complainant and the available electronic record, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. The commission does not have jurisdiction to review the legal sufficiency of court rulings. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: January 31, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on January 31, 2013.

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

012-355

COMPLAINT AGAINST A JUDGE

Your name:

e's name

Date: 12-11-12

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.

FIRST OF ALL I WAS ARRESTED AND HELD JAN. 17-2012
IN COUNTY JAIL, ACCUSED OF CHILD MOLESTION OF
A CHILD UNDER THE AGE OF 12 YRS OLD, IN
AZ. A BOND HEARING WAS HELD AND
WOULD NOT GIVE ME A BOND FOR
ANY AMOUNT. REASON UNKNOWN. I WAS BEING
HELD IN AN EXCESS AMOUNT OF TIME, BEFORE
MY TRIAL 11 MONTHS. I WAS NOT YET ACCUSED
IN A COURT OF LAW, MY PRE TRIAL WAS MUCH DIFFERENT
THAN JURY TRIAL. MY LAWYER OBJECTED TO SEVERAL
THINGS THE PROSECUTOR WAS SAYING BUT ALWAYS
WAS REJECTED EVEN THO THE PROSECUTOR WAS
REPEATING HIMSELF OVER AND OVER SAYING ANYTHING
THAT WOULD HARM MY DEFENCE TO THE JURY.
THE JUDGE AND PROSECUTOR WAS BIASED TO MY
CASE GIVING ME NO OPTION BUT NOT TO TESTIFY
IN MY CASE BECAUSE I WAS ALREADY CONVICTED
BY THE JURY JUDGE AND PROSECUTOR. FACTS THAT
WAS SUPPOSED TO BE SUBMITTED IN MY DEFENCE,
WAS NEVER ENTERED. ONE JUROR SAID IF THERE'S
NO INJURY TO THE LITTLE GIRL I WOULD VOTE
NOT GUILTY, THE JUDGE RELEASED HIM. WHY?

(Attach additional sheets as needed)

I AM sorry to have to write this Letter but, I
Feel I WAS so poorly represented AT this TRIAL,
AND CONVICTED OF CRIMES I DID NOT COMMIT.
Judge AND prosecutor so biased AND so ANXIOUS
TO CONVICT ONE OF ITS SENIOR CITIZENS, WHO
HAD NEVER COMMITTED A SEX CRIME OR ARRESTED FOR
A SEX CRIME IN 79 YEARS OF HIS LIFE. Arrested
JAN 17TH 2012 AT HIS HOME, IN TAKEN TO
JAIL, CHARGED AS A SEX OFFENDER OF A MINOR CHILD,
MY GREAT GRAND DAUGHTER. A SENIOR CITIZEN WHO HAD
ORAL SEX WITH HER, AND DISPLAYED MYSELF BY
PULLING MY PANTS DOWN IN FRONT OF THE TWO SIX YEAR
OLD GIRLS. THEY WANTED TO SEE IF GREAT GRAMPA'S
PEE PEE STUCK OUT LIKE THE OTHER GUYS THEY HAD
SEEN BEFORE. I HAD A JURY TRIAL WAS CONVICTED
ON ALL FIVE COUNTS BY TWELVE JURORS. AND WILL
BE SENTENCED JAN 11TH 2013. I COULD RECEIVE A
LIFE SENTENCE FOR THESE TWO INCIDENTS IN
THE STATE PEN. I AM ALONE NOW SINCE MY WIFE
DIED OF CANCER, OCT 11TH 2011. MY WIFE WAS MY
WITNESS, NOW I HAVE NONE. WE ALWAYS WATCHED
THE TWO CHILDREN TOGETHER. I WATCHED THEM
ONCE IN NOV. AFTER MY WIFE DIED, OVER NITE.
SIX AND TWELVE. I WAS ACUSED
ARRESTED TAKEN TO COUNTY JAIL AND LEFT IN THE
COUNTY JAIL, FOR ELEVEN MONTHS WITHOUT
BOND, AND TOLD TO SELL MY PROPERTY OR THE
STATE WOULD; ALL FUNDS WOULD GO TO THE STATE.

AT THIS POINT I HAD NO LAWYER BUT THEY SAID THAT ONE WOULD BE ASSIGNED TO ME, IF I COULD NOT AFFORD ONE. I COULD HAVE AFFORDED ONE, BUT WAS NOT ALLOWED. I GAVE MY NEAREST CHILD, WITCH LIVES IN CALIF, AT SAN BERNARDINO, A DAUGHTER, THE POWER OF ATTORNEY, SHE SOLD MY PROPERTIES IN ARIZONA AND WOULD NOT GET ME AN ATTORNEY, SHE SAID TO EXPENSIVE. BESIDES SHE THOUGHT I WAS GUILTY ALSO, NO PHONE CALLS UNLESS MONEY PUT ON PHONES FOR SUCH PURPOSES TO CALL OUT. I WAS LATER OFFERED A PLEA FROM THE COUNTY PROSECUTOR, ALL CHARGES DROPPED BUT ONE CHILD MOLESTION, 10 YEARS IN PRISON AND REGISTER AS A SEX OFFENDER AND PROBATION THE REST OF MY LIFE. I WAS PAINTED BY THE PROSECUTOR AS A DIRTY OLD MAN WHO LOVED TO HAVE SEX WITH YOUNG GIRLS. I HAVE HAD SUGAR DIABETES FOR OVER TEN YEARS ALWAYS HIGH. HAVE NOT HAD AN ERECTION FOR OVER SEVEN YEARS NOW. THESE FACTS WERE NEVER MENTIONED BY MY ATTY, THE JUDGE NOR PROSECUTOR, MY BACKGROUND NOR ANY PART OF MY SEVENTY NINE YEAR LIFE, WAS EVER MENTIONED. I WOULD LIKE TO BRIEFLY STATE THAT NOW. BORN IN CHARLESTON ILLINOIS DURING THE GREAT DEPRESSION, WENT TO A CHILDREN HOME IN URBANA ILLINOIS, AT THIRTEEN WENT ON A FARM HAD TO WORK WOULD NOT LET ME GRADUATE. WENT INTO MILITARY NINETEEN FIFTY DURING KOREAN WAR. WENT TO GERMANY RETURNED TO USA AND WAS DISCHARGED

CAMP BRICKAGE

HONORABLE

DISCHARGE. WENT TO WORK ON RAILROAD IN
EVANSVILLE, IND. LATER TRANSFERRED TO THE SANTA
FE R.R. IN SAN BERNARDINO CALIF. 1955 - RETIRED
IN 1992, WITH THIRTY EIGHT YEARS SERVICE
AS A BRAKEMAN AND CONDUCTOR. I HAVE BEEN
RETIRED IN AZ. SINCE 1992 OVER
TWENTY YEARS. THE MOST DAMAGING TO ME
WAS WHEN THE PROSECUTOR REPEATEDLY SAID THAT I
PUT MY PENIS IN HER MOUTH AND HELD HER THERE AND
I NEVER TOUCHED EITHER GIRL. MY GREAT GRAND DAUGHTER
SAID SHE DID NOT DO THAT. ANOTHER SENIOR CITIZEN
ACCUSED FALSELY OF SEXUAL MOLESTATION OF A MINOR.
I UNDERSTAND THE CONVICTION RATE IN THIS COUNTY
FOR SEX OFFENDERS IS NINETY EIGHT PERCENT. THAT
IS VERY UNDERSTANDABLE. NO WAY OUT EVER.
HERE SAY EVIDENCE AT BEST. NO HARM.

THANK YOU FOR YOUR CONSIDERATION IN THIS CASE.