

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-071

Judge:	No. 1464810894A
Complainant:	No. 1464810894B

ORDER

The complainant alleged a superior court commissioner conspired with the prosecutor and defense counsel to coerce him into accepting a plea, improperly joked about him on the day of his sentencing, and violated his constitutional rights by denying him the opportunity to represent himself.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the commissioner 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, the commissioner's response, and the recording of the sentencing hearing, the commission found no evidence of ethical misconduct and concluded that the commissioner 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: May 24, 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 May 24, 2013

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

March 18, 2013

Dear

you regarding a complaint I wished to file against
I have decided to also file a complaint against the

I feel that played a considerable role in the deplorable debacle that was my case, and should have considered the conflict of interest by allowing to represent me. Between all the professional individuals involved, one of them should have at the very least recognized the misconduct created by representing me. Their failure to do so leads me to believe that, at best, the situation was severely mishandled in the worst unprofessional manner that I have ever witnessed, at worst, a conspiracy was at play in that court room. I have previously outlined the details regarding the reasons for my request, so I will not redundantly do so at this time, however, I will provide some small examples so they can accompany this request:

- refused to file any motions on my behalf, which clearly indicated to me that he was more inclined to cater to the interests of his former associates, rather than to those of his client.
- It is my belief that my attorney, the DA and the judge conspired to coerce me into accepting a plea deal so that they would be able to bury the fact that the Detective in the case lied in order to obtain a search warrant.
- On the day of my sentencing, my attorney, the DA and the judge publically joked in the open court that they would simply get me when I violated probation.
- As professional individuals who were pillars in our justice system, one of the individuals involved should have identified the conflict of interest at play and halted the proceedings until I could find non-biased representation.
- The fact that I was not allowed to terminate my attorney and seek my own representation is a flagrant violation of my civil and/or constitutional right to legal counsel.

I cannot stress enough to you how exasperating this situation has been, and furthermore, I cannot convey to you sufficiently, how important it is that these complaints are properly filed on my behalf. Based upon all the deception of my representation, and that of certain parties involved in providing statements in my case, I feel that I should be given the option to vacate my previous agreement and begin the proceedings anew. In addition, I want to file a formal complaint with the state bar association if only for the purpose of documenting this injustice so that it becomes a public record and doesn't become a habit of the parties implicated in my complaint. Please accept this letter as my official complaint on this matter. I will be generating a paper trail so that I may sufficiently document my efforts. To this end, I will formally request for you to be so kind as to provide a log number of the official complaint that is generated as a result of this letter. I thank you in advance for your attention to this matter.

Best Regards,

RECEIVED**MAR 29 2013****STATE BAR OF ARIZONA
LAWYER REGULATION**