State of Arizona

COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-259	
Judge:	No. 1074114782A
Complainant:	No. 1074114782B

ORDER

The complainant alleged the prosecutor and a superior court judge violated numerous rules of criminal procedure in his case.

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 review of the complaint, 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: November 14, 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 November 14, 2013.

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

2013-259

OCT 07 2013

SUPERIOR CT

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TO: STATE OF ARIZONA COMM. ON JUDICIAL CONDUCT 1501 W. WASHINGTON - STE229 PHOENIX, AZ. 85007

FM:

RE! CONDUCT OF 12 FRON

DEAR COMMISSION MEMBERS;

IN ACCORDANCE WITH YOUR REQUIRED FORMAT:

1. NAME OF COMPLAINTANT,

2. MALLING ADDRESS

3. CITY, ST., ZIP 4. NO TELEPHONE NUMBERS ARE AUAILABLE 5. HONOFABLE 6.

YES, I HAD A CASE BEFORE HER -- NO, NOT PENDING A CASE NAME STATE OF ARIZONA

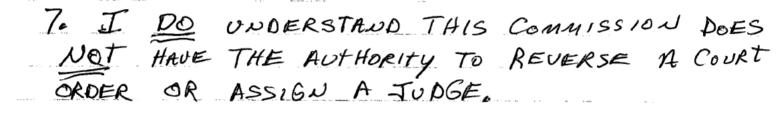
B ATTORNEYS ARE STATE)

2013-259

ATTORNEY STRITE

ATTORNEY'S DEFENSE ASSIGNED PUB, DEF'S

(C) All OF THE ABOVE OBSERVED AT TIMES DURING PROCEEDINGS



8. I AFFIRM, UNDER PENALTY OF PERJURY, THAT THE FOREGOING INFORMATION AND THE AllEGATIONS CONTAINED IN THE ATTACHED COMPLAINT ARE TRUE

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8013-259

COMPLAINT AGAINST A JUDGE.

COMPLAINTANT -JUDGE'S NAME - HONORABLE DATE

ON COMPAINTANTS FILED A MOTION TO DESIGNATE, , A COMPLEX CASE. IN THE Motion, PROSECUTOR ASSERTS ON PAGE 3 THAT WAS AWARE OFTHIS MOTION AND CONCURRED WITH THIS CASE WAS ASSIGNED TO THE HONORABLE PLEASENOTE - THAT THIS WAS FILED

AND EKPIRATION OF TIME LIMIT SET FORTH IN ARIZ, R, CRIM. PROC.

ON HOWORABLE GRANTED THIS DESIGNATION TO COMPLEX CASE IN COMPLAINTANT'S ABSENCE AND TOTAlly UNKNOWN TO COMPLAINTANT. IN ADDITION, THE AllowS AFTER ARRAIGNMENT AND TO BE HEARD WITHIN OF FILING, NEITHER OF

WHICH WAS FOLLOWED BY ,

Ou COMPLAINTANT FILED & PROPER MOTION TO DISMISS AND CHANGE COUSEC, A PETITION FOR A WRIT OF HABERS CORPUS, AND ATTEMPTED TO FILE A MOTION TO

SUPPRESS FULDENCE AS TO COLLECTION OF WHILE IN CROWDED COURT -ROOM TO PRESERVE VIDEO RECORD. THE

PETITION FOR WRIT OF HABEAS CORPUS WAS FOR VIOLATION OF U.S. AND ARIZONA CONST-ITUTIONAL RIGHTS TO A SPEEDY TRIAL AFTER BEING IN CUSTODY 120 DAYS.

ON , AGAIN IN COMPLAINTANT'S ABSENCE, THE COURT SET A TO SET A TRIAL DATE FOR THE NEW COMPLEX CASE, THE HONORABLE AllOWED All OF THIS TO HAPPEN IN CONTRAST TO THE ARIZ, R. CRIM, PROC., AND ALL IN ABSENCE.

ON AT COMPLEX CASE SCHEDULING CONFERENCE, COMPLAINTANT WAS FORCED BY TO WITHDRAW MOTION TO DISMISS COUNSEL AND PETITION FOR WRIT OF HABERS CORPUS BECAUSE HE TOLD DEFENDANT/COMPLAINTANT IT WOULD TAKE ANOTHER YEAR

ON HONORABLE GRANTED A STATE'S MOTION FOR CONTINUANCE AND GRANTED SAME FOR THIS AGAIN IS IN EXCESS OF ALLOWABLE TIME OF AS SET FORTH IN THE ARIZ. R. OF CRIM. PROC.

IN ADDITION, ON HONORABLE ORDERED RILL PRETRIAL MOTIONS TO BE FILED "NO LATER THAN AND THE FINAL TRIAL MANAGEMENT CONFERENCE FOR WITH BOTH PARTIES TO FILE A JOINT PRETRIAL STATEMENT WITH," SETTLEMENT STATUS, PLEA OFFER" YET DURING THE

STATE ASKED FOR AND WAS BRANTED STATING SCHEDULING OF (WHICH REQUIRES WRITTEN AUTHORIZATION FROM OF THE ARIZONA SUPREME COURT, NOT FOUND!!), ADDITIONAL TIME NEEDED FOR , AND TESTING OVER (

AND AT SETTLEMENT CONFERENCE NOT HELD AND WITNESS INTERVIEWS. "IN ARIZ. R. CRIM. PROC. RULE 8 THESE REASONS ARE NOT VALID REASONS TO CONTINUE.

THESE CONTINUANCES WERE ONGOING UNTIL SOME ORAL, SOME EXCERDING TIME LIMITS, AND MOST FOR NON-QUALIFIED REASONS, All GRANTED BY GOING AGAINST HER OWN ORDERS. ON - G DAYS PRIOR TO MANAGEMENT CONFERENCE, FILED A ZNO NOTICE OF INTENT TO ADMIT PRIOR ACTS UNDER ARIZ. R. EUIDENCE 4048) AND 4048), FOR FILING. Along with ANOTHER CONTIDURNCE

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THEN ON START AllOWED STATE TO OF LIMINE WITHOUT OBSERVING THE PRIZ. R. CRIM. PROC. OF 30 DAYS BEFORE TRIAL. THESE WERE ORALLY ARGUED AND PARTIALLY GRANTED IN FAVOR OF STATE,

THERE ARE MANY OTHER ISSUES THAT SHOULD HAVE BEEN ADDRESSED IN CLUDING MANY MENTIONS OF HEAD COLD MEDICINE BOTHERING DURING MOTIONS OF LIMINE AND OTHER KENDERINGS DURING MY TRIALE GOING INTO COURT WITH CERTAN AND IS LIKE SENDING A IN A