

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 14-393

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court judge was not properly handling a criminal 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.

The commission does not have jurisdiction to review the legal sufficiency of the judicial officer's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: December 26, 2014

FOR THE COMMISSION

/s/ George A. Riemer

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George A. Riemer  
Executive Director

Copies of this order were mailed  
to the complainant and the judge  
on December 26, 2014.

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

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Arizona Commission on Judicial Conduct  
1501 W. Washington Street, Suite 229  
Phoenix, AZ 85007

The Honorable

The Honorable

The Honorable Judge

Dear Sirs,

I am writing as a concerned citizen regarding the blatant mishandling of the trial by The "Honorable Judge" I will try to pare this letter down to the bare essentials.

First, I am appalled at the total amount of time this jury has heard testimony since opening statements in Approximately Yes, you read that correctly, approximately hours. One hour less than and hour more than . That is counting the minutes the jury started hearing testimony for a day until the jury ended hearing testimony for the day and subtracting out lunch and breaks. The only time that has not been added for obvious reasons is the time the media and public were evicted out of the courtroom and the courtroom sealed. The is a generous total because what has not been subtracted is the time from the endless parade of sidebars. Impossible to keep track of that but if I could I'd guess we are down around hours testimony in front of the jury. I was hopeful that the week of with two scheduled trial days we would actually break but that hope was dashed on when The "Honorable Judge" announced no jury until

The last time I checked The "Honorable Judge" docket for the trial many days were still docketed as trial days for which trial had been cancelled. This is a blatant misrepresentation of the actual time devoted to this trial and a casual reviewer would think the trial had actually occurred on many days when it in fact did not.

How is it possible that the jurors were given an end date for the trial of when clearly stated in open court that he never agreed to the and he had no intentions of being done his portion of the trial until the end of at the earliest. What? Wait? HUH? How is it that The "Honorable Judge" represented this date to the jury when the defense never agreed to that date? How is that possible? Where did this fictitious date come from? Who is responsible for arriving at this date and presenting it to the jury in an honest manner? Who?

When the ruling came down overturning her secret trial and The "Honorable Judge" was forced to open the courtroom stated that even she had stated that his holding the trial in open court would be "problematic for the defense". Really? She told the defense that? Seriously? How could any judge in their right mind tell the defense that holding a trial in open court would be "problematic". Boggles the mind.

The "Honorable Judge" has absolutely no control over her courtroom. She allows the defendant, mitigation specialist and defense team to laugh, chit chat and carry on at the defense table in open court in front of the jury. How is that proper courtroom decorum? She allows defense witnesses to grand stand from the witness stand and not answer questions and say whatever they want to her and the jury. Why is that allowed? People have said that she is a hands off judge who prefers to let the personalities of the parties to show through to the jury. I ask why is she even there then? If she doesn't want to act like a judge and control the courtroom then just let there be an empty chair behind the bench and let her go back to traffic court. She serves no useful purpose.

Many people have said The "Honorable Judge" is and that is why she has always steered this trial away from the with ever fiber of her being. That is painfully obvious. What is also painfully obvious is that she has bonded on some level with the defendant, My guess would be she is suffering from as a result of all of those secret and ex-parte meetings she has allowed. She has obviously lost all objectivity regarding this case especially since her allowing the defense to conduct their portion of the trial in secret has been overturned. She has, for lack of a better description, checked out of this case. She does not care. She seems to feel she gets paid the same amount whether this does or doesn't end before when she is up for re-election. they were at a sidebar and they were laughing so loud their laughter was heard above the white noise. I'm sure the family did not appreciate that laughter. They haven't had much to laugh about in over

Now let's turn our attention to the and his suffering family. The "Honorable Judge" has allowed the defense to kill hundreds more times by allowing them to put him on trial. She has caused further devastation to his suffering family. I cannot believe what they have been forced to endure at the hand of The "Honorable Judge" She has as much of his blood on her hands as She has as many tears of his family on her hands as She has brought disgrace to the court system of Arizona in front of not only the but the entire world. She should be ashamed of herself every second of every day. The "Honorable Judge" has as little heart or conscience as the murderer

Bottom line, The "Honorable Judge" is incompetent to handle this trial. She has been from If she can't be replaced immediately there needs to be a competent judge sitting next to her at the bench. I hope and pray she is NEVER given another death penalty case so she can continue to kill and rekill the victim and devastate and redevastate his or her grieving family.

If you have read this entire letter, I thank you. If not, I know I tried.