

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-240

Judge:

Complainant:

ORDER

The complainant alleged the transcripts in his case were altered and that the clerk of the court was thwarting his efforts to notify the judge of the altered transcripts.

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, 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: October 7, 2015

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed
to the complainant and the judge
on October 7, 2015.

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

Dear Commission on Judicial Conduct,

My trial transcripts have been altered. This is provable. I can also provide a long time member of the Bar as a witness.

I wrote Judge _____ a letter explaining how, during my testimony, his actions had been reconstructed to benefit the County Attorney.

The Clerk of the Court insulated Judge _____ from my letter, then alerted the public to _____.

On _____ I sent my letter to Judge _____

On _____ Deputy _____ swift response informed me that my letter was not presented to Judge _____ The State was not copied.

On _____ my appellate attorney informed me that my _____ counsel had filed a motion to change counsel just after _____ went public

On _____ following Deputy _____ advice, I mailed a copy of my letter to _____ and mailed the service affidavit to Deputy _____ anticipating another swift response from the Court.

On _____ communication stated that the Court cannot accept _____ filings because I have counsel. Then forwarded my letter to a new counsel I was not yet made aware of.

The information in this letter is very important. The letter could have gone to Judge _____ in _____ and certainly no later than _____

Why was there no swift response from Deputy _____ in _____

Why were there two very different reasons to not file my letter?

Why did Deputy _____ wait until _____ to respond, when there was counsel in _____

Hopefully, you see the respect I have for Judge
a former criminal attorney, thought Judge
to keep my trial fair.

My witness,
was excellent in trying

The Public Defender and County Attorney had conspired to choreograph my
loss at trial. Accurate transcripts would have proven this a year ago.

There is very strong evidence that _____ and _____ then choreographed
the delay of my _____ until the transcripts had been changed.

A sample of this evidence is my documentation in the Bar's investigation
of my _____ attorney, _____ File number _____

I believe Judge _____ would have rectified this, had the clerks
not kept my letter from him.

I understand there is networking within our justice system. But this
is yet another act of concealment in my pursuit of justice.

Finally, I have enclosed a copy of my letter for your review.
Would you please see that Judge _____ receives my letter?
Thank you.

Sincerely,

2015-240

Dear Your Honor,

I am writing this letter because I believe this is where I should first voice my concern. My trial transcripts are not accurate.

When reviewing the transcripts, I began with my own testimony. This transcript alone has too many discrepancies to list. One is so poorly reworded, it provides clear evidence of tampering.

My focus is the two most egregious.

the Court dismissed the jury because of Ms. behavior during her cross examination of me.

The first was to get clarification on why she was arguing with me about whether my first meeting with detective was in or

With the jury out, the Court also addressed her for trying to prejudice the jury about my year incarceration, even warning her to not do that again in this court.

But she did do it again, repeating detective statement to me while incarcerated.

The Court promptly dismissed the jury again, holding a side discussion. She ended her cross examination, and Mr. did a very brief redirect before the defense rested.

However, page 61 shows a reworded non-argumentative dialogue, then Ms. asked for and then the Court dismissed the jury. The transcripts then reworded everything said during the dismissal.

Page 102 shows that Ms. _____ ended her cross examination without any incident. Mr. _____ did his brief redirect, then for no apparent reason the Court dismissed the jury. There was no dialogue, the jury returned and the defense rested.

I am praying that after reviewing the Court's notes, the Court will advise me of its intention so that I may proceed accordingly.

Thank you for this time Your Honor.

Respectfully,