

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-125

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge failed to act on reports of attorney misconduct and was forcing him to submit a petition for post-conviction relief without accurate 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(a).

Dated: May 25, 2016

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 May 25, 2016.

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

2016-125

Dear Mr. Riemer,

clearly recognizes
the deliberate negligence of the State compensated attorneys appointed to
represent me against the State.

Most important, the Public Defender.

Judge's ORDER to the guilty parties? A "do over."

On the Court's "Initiation of Rule 32" was clear:

Trial counsel shall produce the defendant's entire file, including transcripts,
to PCR counsel for review and copying no later than

Trial counsel shall file a Notice of Compliance no later than

The Notice of Compliance shall include an itemized list of "the file."

On State compensated PCR attorney deserted
my case, filing his Notice of Completion on my incomplete Rule 32.

He had "reviewed correspondence, motions, court dates, court orders, attorney case
notes and is unable to find any claims for relief to raise on PCR proceedings."

lied to the Court. He did not review my trial file.

There was no trial file for him to review.

What sent me, as my "trial file" was a 3" pile of duplicate direct
appeal paperwork, with nothing from my trial or either of my two PCR attorneys.

So I was forced to proceed pro se without accurate transcripts or a
trial file, with a dis-honest quitter as my advisory counsel.

So, on I wrote the Court,

"To proceed further in my own behalf, I would need the following:

- The "entire trial file" that was due to PCR counsel in
- Accurate transcripts
- Advisory counsel that hasn't already deserted me, having done nothing.

Judge ORDERED teamed the attorney who threw my trial and suppressed my trial file with the attorney who threw my Rule 32 and provided me with a dummy file, giving them until to meet the Court's deadline.

Judge ORDERED that remain in advisory counsel.

What could be qualified to advise me on?

How to get away with lying to the Superior Court?

Judge ORDERED the Appellate Public Defender, the culprit of my corrupted transcripts, to assist me in getting transcripts that I don't need, rather than investigate the corrupted transcripts controversy.

Please reference:

Judge ordered that I submit my petition by

Two State compensated PCR attorneys, spent months doing nothing but protect both the trial and appellate public defenders from their obstructions of justice.

But an indigent pro se defendant with corrupted trial transcripts, no trial file, being advised by a dishonest quitter has days.

The livelihoods of State compensated contract attorneys depend on the State's satisfaction of their "performances" against the State.
Basically, they are paid to "perform" against their Meal Ticket.

My case is all about the corrupted trial transcripts in my possession.

Everyone, from the Deputy Clerks of the Court, to the State's recent interference into the private prison's DVD policy, is doing their portion to prevent this obstruction of justice from being investigated.
Please reference : Commission on Judicial Conduct file

The Rule 32 itself, is no longer relevant.

Because, I caught:

- The Trial Public Defender cheating for the State,
- The Appellate Public Defender cheating for the Trial Public Defender,
- The first PCR attorney cheating for the Appellate Public Defender,
- The second PCR attorney cheating for the first PCR attorney.

Attorneys do not take these risks unless there is career damaging evidence that must be concealed and know they will get away with it.

Even when they get caught.

Everyone wants me to submit my petition, without accurate trial transcripts, so the egregious betrayal of trial evidence goes away.

My case is just another example of this state bringing its judicial power to bear on an indigent defendant in a criminal proceeding.

Please reference:

_____ should have disciplined each attorney for their obstructions of justice as far back as _____ to include _____ and the first PCR attorney _____.

Please reference:

Instead, Judge ORDERED a "do over."

It has not been lost on me that

_____ is the son of _____

A copy of this correspondence is being sent to _____ in the event something happens to my family, my evidence or myself.

Looking forward to hearing from you soon.

Sincerely,

copy: