

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 06-004

Complainant: No. 1274810009A

Judge: No. 1274810009B

ORDER

The commission's investigation of the complaint filed in this matter revealed that the ruling was late due to a clerical error and not because of any ethical misconduct on the part of the judge. The complainant's post-conviction appeal rights were not affected by the delay.

The complaint is dismissed pursuant to Rule 16(a).

Dated: March 29, 2006.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on March 29, 2006.

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

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

FOR OFFICE USE ONLY

CJC-06-004

COMPLAINT AGAINST A JUDGE

Your name:

Judge's name:

Date: 12/27/05

Instructions: Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all of the important names, dates, times and places related to your complaint. You can use this form or plain paper of the same size to explain your complaint, and you may attach additional pages. Do not write on the back of any page. You may attach copies of any documents you believe will help us understand your complaint.

ON [] 2005 I FILED A RULE 32 WITH THE [] COUNTY SUPERIOR COURT JUDGE [] PRESIDING.

ON [] 2005 THE ORDER FOR RESPONSE WAS ISSUED BY THE COURT

ON [] 2005 THE COURT GRANTED A MOTION FOR A 30 DAY EXTENSION FOR THE STATE

ON [] 2005 THE STATE RESPONDED TO THE RULE 32 PETITION

ON [] 2005 I FILED MY RESPONSE TO STATES RESPONSE

ON [] 2005 THE COURT RULED AND DISMISSED THE RULE 32

IN ACCORDANCE WITH RULE 32.6(C) SUMMARY DISPOSITION OF THE ARIZONA RULES OF CRIMINAL PROCEDURE THE COURT SHALL REVIEW THE PETITION WITHIN 20 DAYS AFTER THE DEFENDANT'S REPLY WAS DUE. IN THIS CASE THE COURT TOOK 42 DAYS TO REPLY, THUS VIOLATING RULE 32.6(C) AND IN ADDITION ON [] I FILED A MOTION TO RECONSIDER BASED ON ERRORS MADE BY THE COURT CLERK AND THE COURT (SEE COPY MOTION TO RECONSIDER ORDER TO DISMISS) WHICH ON [] 05 THE COURT DENIED EVEN AFTER REVIEWING THE EVIDENCE THAT CLEARLY SHOWS THE ERRORS MADE. (SEE COPY MARKED ATTACHED TO MOTION TO DISMISS) ON [] 05 I FILED A MOTION TO VACATE PURSUANT TO RULE 32.6 AND AGAINST THE COURT

(Attach additional sheets as needed)

12/27/0

CHOOSE to ignore the fact that they had MADE ERRORS in both the handling of COURT documents AND my right to a PROPER REVIEW of my case set forth in Rule 32. I BELIEVE the law clearly states that I HAVE A right to a FAIR HEARING AND IS A BASIC REQUIREMENT of due process. FROM the START of this appeal process the COURT HAS REFUSED to hear ANY ARGUMENTS that MAY show his actions as BIAS or PREJUDICE OR to act on information showing blatant error ON the part of the CLERK of the COURT. THIS JUDGE HAS VIOLATED my right to appeal AND thus SHOULD BE AT LEAST ADMONISHED for his behavior.

Thankyou for your time on this matter