

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 06-016

Complainant:	No. 1276110327A
Judge:	No. 1276110327B

ORDER

A review of the complaint filed in this matter reveals that there was no misconduct on the part of the judge. The record shows that the complainant filed numerous and repetitive petitions and motions following his conviction in 2002, claiming, among other things, that his sentence was illegal, that he had an ongoing right to counsel in a second appeal, that his time to file another motion should be extended, and his prison sentence should run concurrent with probation. The complainant argued that the judge, who is no longer on the criminal bench, should be disciplined for failing to rule promptly on his recent motions. The record shows that any delay in ruling was insufficient to justify disciplinary action.

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

Dated: May 9, 2006.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on May 9, 2006.

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

To: Commission on Judicial Conduct

From: [REDACTED]

JAN 23 2006

JANUARY 5, 2005

RE: Formal Complaint filed in the matter of
Judge [REDACTED] for denial of Court access.
Refusal to respond to motions.

CJC-00-016

Dear Commission:

My name is [REDACTED]. I am a
PRISONER IN AD.O.C.

ON [REDACTED] Judge [REDACTED]
SENTENCED me to an illegal sentence. ON [REDACTED]
[REDACTED] the ARIZONA Court of Appeals granted
me relief and remanded my case back to Judge
[REDACTED] Court for appointment of counsel and
RESENTENCING.

Judge [REDACTED] REFUSED to grant me relief or
appoint me counsel as mandated by Appellate Court.

ON [REDACTED] I filed a motion to appoint
counsel and extend time to file another petition
for review to Appellate Court after [REDACTED]
informed me per [REDACTED] and [REDACTED]
ORDER that they had ordered relief from Trial Court
and I should direct my motions to Judge [REDACTED].

As of the date of this complaint Judge [REDACTED] has
still NOT responded to my motion of [REDACTED]
OR [REDACTED] motion for status on past filed
[REDACTED] motion.

I NEVER graduated high school and just passed my
G.E.D while incarcerated. So I cant file a proper petition.

Judge [] allowed my court appointed counsel, [] to withdraw even though I clearly had non frivolous colorable claims to present, or the Appeals Court would not have granted me relief. Rule 6.6. of the Rules of Criminal Procedure guarantee me a competent Lawyer if the Court allow's counsel to withdraw. I qualify but Judge [] has refused to appoint me counsel.

Now Judge [] is not answering my motions at all. I have personal information that he does this to other indigent, uneducated prisoners as well.

I know that Judge [] is violating the Rules of Court and his ethical obligations by refusing to respond to my pleadings for extension, counsel, ect. and I am filing this complaint because he is causing me a severe denial of my due process and violating my 6th and 14th Amendments by ignoring my motions which is his "modus operandi" for any prisoner who has a colorable claim in his court.

My case nos are []

[] will you please file my complaint and investigate Judge [] who is a Superior Court Judge in [] County Superior Court. []

Thank you for your prompt attention in this matter.

I can supply any document you may need upon your request.

Copy To: Hon. [] []