

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 06-227

Complainant: No. 1294010025A

Judge: No. 1294010025B

ORDER

The commission reviewed the complaint filed in this matter and found no ethical misconduct on the part of the judge. The issues raised are solely legal or appellate in nature. If a judge makes an incorrect ruling or misinterprets the evidence, the proper remedy is to appeal to a court with appropriate jurisdiction.

The commission is not an appellate court and cannot change a judge's decisions; therefore, the complaint is dismissed pursuant to Rule 16(a).

Dated: September 22, 2006.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on September 22, 2006.

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

STATEMENT OF FACTS **CJC-06-227**

Instructions: Please use this form or plain paper of the same size to explain your complaint. In your own words, describe specifically what the judge did that you believe is misconduct. You should provide all of the important names, dates, times and places related to your complaint, but you do not need to cite the applicable canons of judicial conduct. Although you may attach additional pages, do not write on the back of any page. You may attach copies of any documents you feel will help us understand your complaint.

Your name: [redacted] Judge's name: [redacted] Date: 8-11-06

On [redacted] I went to court before Judge [redacted] it was pertaining to a frivolous attack on my mental capacity by my lawyer [redacted] to proceed in Rule 11 proceedings. I have a letter of Protection From Psychiatric Incarceration and/or Evaluation and/or Treatment. This document has been noticed and is handled by the American Civil Liberties Union. She ruled for further evaluation. I stated on record that I will refuse any and all tests relating to Rule 11. She said "So be it" and ruled anyways. The prosecutor [redacted] objected. This violates my right to due process and further violates my 4th, 5th, 6th, 8th, and 14th amendment rights, thus stated in the U.S. Constitution. This ruling, in my view is an assault on my person and is considered criminal assault. As stated in my letter of Protection. It is held that judges, who physically assault persons in their courtrooms have no automatic immunity. In re Gregory V. Tompson, 500 F.2d 59, (C.A. 9 (Ariz) 1974) this further prejudices in my case. I have also continually filed motions to continue my trial in proper [redacted] continues to rule these motions "moot" and continues to appoint me counsel that have a severe conflict of interest with me and fail to perform their duties with diligence. [redacted] continues to deny me my right to be heard in court and has failed to perform her duties and violates her oath of office, thus violating the 1st, 2nd, 3rd, and 9th Judicial Canon (E.g. made prejudicial comments in a judicial proceeding involving a person charged with sex-related crimes, and participated in ex parte proceedings, these acts constituted abuse or corruption of the judicial office. In re Lehman, 168 Ariz 174, 812 P.2d 992 (1991); for conduct relating to ex parte contacts, failure to perform duties and improper judicial demeanor, In re Weisenburger, JQ-88-0001 (January 20, 1988). Also on [redacted] had an ex parte conference with [redacted] in her chambers and failed to turn [redacted] in for his ethical improprieties.

Continued on Addition page.

(Attach additional sheets as needed)

CJC-06-227

[redacted] also has knowledge of certain problems with jury selection over the last several years. The state Alleges "Selection Problems" test excluded numbers of Jurors in

[redacted] The knowledge the state has tampered with jury selection, in violation of the U.S. Constitution and Article 2, section 22 and 23 of the Arizona Constitution. This is a malicious and prejudicial action to deny me my right to be heard in open court. [redacted] is working against my right to due process for she denied me my right to speedy trial.

Under penalty of perjury I declare that all statements and facts are true with the best of my knowledge.

[redacted]

[redacted]

[redacted]