

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 07-024

Complainant: No. 1301710563A

Judge: No. 1301710563B

ORDER

The commission reviewed the complaint filed in this matter and found no ethical misconduct on the part of the judge. The evidence showed that the complainant failed to provide the court with a copy of the summons he claims to have served and, therefore, he did not perfect service.

The complaint is dismissed pursuant to Rules 16(a) and 23(a).

Dated: June 26, 2007.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on June 26, 2007.

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

CJC-07-024

In The Court of Appeals
Ninth Circuit

No.

Judicial Misconduct
Habeas Special Action:

Statement of Facts:

Prior to donning the robes of Judicial Office, every Judge swears an oath of office to administer justice fairly, to uphold the constitution, Federal and state laws, and to do equal right to the poor and rich alike, to do so impartially. 28 USC § 453, Gilmore vs People of Cal. 220 F3d 987.

Every Judge has equal obligation.

When plaintiff brought suit against the defendant in defendant's individual capacity the plaintiff served the defendant, filed the complaint to the court, and followed State Rules of civil procedures when doing so, for Fed. and State Court.

The defendant refused to respond or to defend. During a telephonic conference Judge [] ordered plaintiff to serve the defendant a second time. The plaintiff performed the second service, plaintiff filed to the court proof of the service by Sheriff's Servers.

Defendant continued to refuse to respond or defend. Plaintiff filed Default Entry to the court, Default Judgement to the court. No person is to be allowed to exercise such blatant disdain for the court.

Rules of the Supreme Court, Az. Rule 81, canon and Ethics; canon 1.

"A Judge shall uphold the integrity, and the Independence of the Judiciary".

An independent and honorable judiciary is indispensable to justice in our society. A Judge should participate in establishing, and maintaining, and enforcing high standards so that integrity of the court will be preserved.

canon 2. "A Judge shall avoid Impropriety and The Appearance of Impropriety in All of The Judge's Activities".

A Judge shall respect and comply with all laws, Rules, and the constitution, and shall at all times act in a manner that promotes the integrity, and the impartiality of the Judiciary.

canon 3.

"A Judge shall perform all duties of Judicial office impartially and diligently", (a), (b-1, 2, 4, 5).

A Judge shall dispose of all Judicial matters promptly and fairly.

This does not happen when a Rogue Judge deliberately Refuses to uphold the Rule of Court Rules of Civil Procedures, and the canons that the Judge is bound by.

When Judge [] chose to act personally in not entering Default Judgement against the defendant, he did so as an act of prejudice against the plaintiff, he further chose to destroy the integrity of the court.

Such actions cannot be tolerated. The plaintiff is entitled to judgement and damages against the defendant.

For more than two months the defendant has been in Default. The plaintiff in compliance with Rules of Civil Procedures filed necessary documents in this matter. For more than two months Judge [] has deliberately avoided issuing judgement and awarding damages to plaintiff.

The actions of Judge [] are clearly deliberate, and are based on his prejudice against plaintiff.

Therefore, complainant [] hereby

Requests this court of Appeals to order the following.

1. That Judge be ordered to enter Default Judgement and award damages to plaintiff as he has sought.

2. That Judge be reprimanded for his behavior

Respectfully submitted this 18th day of Dec. 2006.

Notice served to
Judge