

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 07-188

Complainant: No. 1189400294A

Judge: No. 1189400294B

ORDER

The commission reviewed the complaint filed in this matter and found no ethical misconduct on the part of the judge. The issues raised involve legal and procedural matters outside the commission's jurisdiction. For these reasons, the complaint is dismissed pursuant to Rules 16(a) and 23(a).

Dated: August 22, 2007.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on August 22, 2007.

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-07-188

COMPLAINT AGAINST A JUDGE

Your name: [redacted] Judge's name: [redacted] Date: 5/13/07

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 [redacted] This Judge was asked to conduct a settlement conference in the above case and at that time I stated I would only be willing to take a plea if the state lowered the Range from 8 to open Range and to make three recommendations:
1. Immediate Placement in Protective Segregation upon intake at Arizona Dept of Corrections
2. Some time in a mental health facility
3. Out of State movement due to [redacted] Death threats/assaults that were proven to the courts. He said he would do so. Then on [redacted] made the first 2 recommendations and not the third. When I tried to get the judge to modify or correct the minute entry he refused to do so. Despite the transcripts state that he made the above recommendations. A Doc. Goes by the sentence of imprisonment they complied with the first two. They won't comply with the out of state movement til the judge puts it on the sentence of imprisonment minute. til this day the judge refuses to correct his mistake which he said he would do to get me to take the Pleas I've supplied. Here my copies of the following for you to please see where the judge made his errors

- Exhibit 1. Sentencing memorandum - [redacted]
- Exhibit 2. Sentence of Imprisonment - Minute entry - [redacted]
- Exhibit 3. Letter to Director [redacted] with copy of transcript from case and the response from Complex Warden [redacted]

[redacted] I feel the judge should have corrected the error he made but every time I attempt to get

(Attach additional sheets as needed)

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It corrected He Refuses to address the issue
And this is wrong
It made the mistake And it is clear in the
Sentencing transcripts He put one Thing And then
In the sentence of Imprisonment stated Another
And it should Be corrected As it is not the correct
things He stated he would Recommend.

I AM not wrong for wanting my sentence
of Imprisonment to reflect all 3 of
the recommendations. That's a legit issue. I
ask you please Review this please.
Thanks for your time & consideration.
Sincerely