

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 07-219

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Complainant: No. 0047700498A

Judge: No. 0047700498B

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**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 jurisdiction of the commission. Therefore, the complaint is dismissed pursuant to Rules 16(a) and 23(a).

Dated: September 5, 2007.

FOR THE COMMISSION

/s/ Keith Stott  
Executive Director

Copies of this order were mailed to the complainant and the judge on September 5, 2007.

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

Complaint Attachments

1. Judge [ ] failed to answer our motion (exhibit A) per Arizona Rules of The Court.
2. Motion (exhibit A) was filed with the court [ ] [ ] and service was made to the [ ] County Attorney by the court as standard procedure.
3. On [ ] when we inquired of the court as to the answer to our motion, the court clerk said she didn't know anything to call later that afternoon.
4. I, [ ] went to the court later in the afternoon of [ ] and inquired again as to the answer to our motion. The clerk said to me, "The county attorney denied your motion". I ask her who denied our motion, she responded again, "The county attorney". I told the clerk that the county attorney couldn't deny our motion, only the judge could do that. The clerk looked dumbfounded and said well you should get something in the mail. She gave me a copy of the county attorney's response (Exhibit B) which you can see the date was changed/manipulated from [ ] to [ ] and stamped received [ ]

5. Saturday [ ] I went to the post office and picked up the letter from the court (Exhibit C) which was mailed [ ] to [ ]  
[ ]
6. Conclusion; The county attorney's office faxes responses to [ ] justice Court with no date, the justice court clerk fills in the date to suit the circumstances.

Second motion:

1. We filed a second motion (Exhibit D) on [ ]  
[ ]
2. We inquired of the court, [ ] as to the status of our motion. The court clerk didn't know anything, told me to call back later. I called back Monday [ ] and the court clerk told me she had faxed the motion to the county attorney on [ ] but had not received any response, so she faxed the county attorney the motion again. That morning, [ ]
3. I informed the clerk that she wasn't following the rules of the court, she said I could talk to the judge when he got back to town.

As of today, [ ] we have received no response from the court as to our motion.

Judge [ ] has not complied with the rules of the court in this matter, causing further distress and expense to my wife and I.

It is ridiculous for people, including my wife and I to suffer because of an incompetent Judge that doesn't know pro se from pro football. [ ] does what ever the county attorney asks, he is literally afraid to do other wise. [ ] has the reputation among [ ] attorneys and all area law enforcement including other judges in [ ] of being illiterate of the law.

I have known [ ] personally for years, he has stopped me on the street to ask me legal opinions etc.

This man should be removed from the bench.

Sincerely

[ ]