

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-014

Complainant: No. 1294010482A

Judge: No. 1294010482B

ORDER

The commission reviewed the complaint filed in this matter and found no ethical misconduct on the part of the judge.

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

Dated: February 25, 2008.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on February 25, 2008.

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

CONFIDENTIAL

State of Arizona
Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, Arizona 85007

FOR OFFICE USE ONLY

CJC-08-014

COMPLAINT AGAINST A JUDGE

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.

During this pending criminal case Judge _____ has continually acted with bias and prejudice toward the defense, who is a self represented litigant. Due to this bias and prejudice judge _____ has repeatedly denied to render a speedy decision on pending motions (6 months). These motions are pertinent and have a substantial effect to the overall outcome of trial. Judge _____ failure to rule on these motions promptly has created prejudice to this case at bar. The scheduled trial date _____ is fast approaching and the defense does not have adequate time to address other issues that may arise from these pending motions, thus resulting in a request for a continuance and further violating the accused's right to the 4th, 5th, 6th, 8th and 14th Amend U.S. Const. and Ariz. Const. Art 2 § 34 and 24; Art 6 § 21

Judge _____ failure to act with impartiality has given the prosecution a tactical advantage by delaying the rulings on said motions in which is causing an unfair trial. Judge _____ is also abusing the power of the judicial office by acting adversely toward a self represented litigant, in which is denying the fair opportunity to be heard in court, without the fear of impunity. It has become relatively clear that Judge _____ is not acting according to law that he must uphold, and not acting in the interests of justice.

In the actions aforementioned and Judge _____ continual judicial improprieties, he has caused extreme prejudice to this instant case, the defense and has continually violated the due process clauses thus stated in the state and federal constitutions and the ethical code thus stated in the judicial canons. Judge _____ has violated Canon 1; 2(A)(B); 3(A)(B)(1)(2)(5)(7)(8)(C)(D)(E)(1)(6) and should be sanctioned accordingly and all other steps to rectify this conduct that is just and proper.

(Attach additional sheets as needed.)