

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-069

Complainant: No. 1331400294A

Judge: No. 1331400294B

ORDER

The commission reviewed the complaint filed in this matter and determined that there was no ethical misconduct.

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

Dated: June 30, 2008.

FOR THE COMMISSION

 \s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on June 30, 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-08-069

COMPLAINT AGAINST A JUDGE

Date: 3-18-08

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.

my case was brought before _____ in Dec of _____
I PLEADED GUILTY TO THE CHARGES. on July 26
THERE WAS A CHANGE OF PLEA. THE PROSECUTOR WAS
CHANGED TO: _____ GAVE
me A NEW PLEA WITH "PROBATION AVAILABLE" FOR COMING
FORWARD WITH INFORMATION ABOUT SOMEONE WANTING
ME TO KILL THE WITNESSES IN HIS CASE. I WAS RELEASED
on my own without posting bond because the state
knew my life would be in danger if I remained
in jail, this was stated on the record by
"THE PROSECUTOR, JUDGE _____
AGREE TO THIS AND ORDER my RELEASE. WHILE I WAS ON
RELEASE I WAS RE-ARRESTED. I WAS NOT GUILTY OF
THESE NEW CHARGES. JUDGE _____ AND THE NEW
PROSECUTOR _____ SAID I'D GET 25 YEARS
IF I WENT TO TRIAL AND LOST. BUT IF I TOOK A 6 YEAR
PLEA DEAL I WOULD BE BETTER OFF. I REFUSED THIS OFFER.
I WAS NOT GUILTY. I WENT TO TRIAL AND WAS FOUND
NOT GUILTY ON MAY 24, _____ THIS MADE JUDGE _____
VERY MAD. HE TOLD my ATTORNEY
THAT HE WAS GOING TO AGGRAVATE my SENTENCE
AND STACK THEM. THEN JUDGE _____ WAS SENT
TO ANOTHER COURT AND my CASE WAS GIVING TO
ANOTHER JUDGE, WHO WORK WITH JUDGE _____

(Attach additional sheets as needed.)

TO GIVE ME A AGGRAVATED SENTENCE OF 6 YEARS WHEN HE KNEW MY LIFE WOULD BE IN GRAVE DANGER. SO I'M CLEAR, THE NEW CASE NUMBER CR _____ WAS THE NEW CHARGES. NOW THE STATE HAS BROUGHT ME BACK TO THE _____ COUNTY JAIL TO TESTIFY FOR THE STATE. I WILL NOT DO THIS BECAUSE OF JUDGE _____ ACTION IN PUTTING MY LIFE IN DANGER. WHEN YOU HAVE 2 JUDGES AGAINST YOU, YOU DONT HAVE A CHANCE. THE PLEA I WAS GIVIN BY THE PROSECUTOR _____ WAS SO MY LIFE WOULDNT BE IN DANGER. JUDGE _____ TOTALLY AGREE TO THIS. HE ORDER MY RELEASE ON July 26. _____ I NOW HAVE A RULE 32 PENDING IN THIS MATTER IN WHICH I WILL APPEAL TO THE APPEALS COURT AND EXPLAIN HOW THE PRESUMTIVE WAS 3.5 YEARS WITH PROBATION AVAILABLE. I ALREADY HAD 3 YEARS IN THE COUNTY JAIL. I WAS WORKING WITH THE _____ POLICE PUTTING TOGETHER THE EVIDENCE THEY NEEDED TO ARREST THIS PERSON. I'm in JAIL FOR PROPERTY CRIMES ONLY. THEIR WAS NO REASON FOR THIS Judge _____ TO ORDER MY SENTENCE TO BE AGGRAVATE. MY ATTORNEY _____ TOLD ME JUDGE _____ WAS GOING TO DO THIS TO ME. HE WASNT ACTING LIKE THIS BEFORE THE NEW CHARGES, FURTHER

MORE JUDGE WAS INVOLVED IN PLEA NEGOTIATIONS. I FELT HE SHOULD HAVE RECUSED HIMSELF FROM THE NEW CASE, AND I WAS RIGHT, BECAUSE HE TOOK IT OUT ON ME IN THE SENTENCING IN THE CASE. I WILL BE FILING ANOTHER COMPLAINT AGAINST ANOTHER JUDGE INVOLVED IN THIS MATTER. I WAS CHARGE WITH ID THEFT, AND THEFT OF MEANS. THE CAR WAS RETURN IN GOOD CONDITION AND THEIR WAS NO DAMAGE TO THE VICTIM'S CREDIT. I EXCEPTED FULL RESPONSABILITY FOR WHAT I DID AND IN DOING SO PUT MY OWN LIFE IN DANGER TO HELP SAVE 6 PEOPLE'S LIVE'S. I WAS SENTENCE TO A AGGRAVATED SENTENCE BECAUSE OF REVENGE FOR GOING TO TRAIL AND WINNING THE CASE. IVE NEVER SEEN ANYONE GET A AGGRAVATED SENTENCE WHEN PROBATION IS AVAILABLE, AND THE STATE IS NOT USEING ANY PERIORS. AND ALSO WHEN YOU ARE HELPING THE STATE. I THANK YOU VERY MUCH FOR YOUR TIME IN THIS MATTER I HOPE YOU CAN SEE THE MISCONDUCT IN MY CASE