

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-075

Complainant: No. 1331810367A

Judge: No. 1331810367B

ORDER

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

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

Dated: April 16, 2008.

FOR THE COMMISSION

\s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on April 16, 2008.

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

CJC-08-075

This judicial complaint is directed toward the presiding judge in this case and the commissioner in which in many occasions both judges refused to honor and respect the State of Arizona's Civil Rules of Civil Procedures especially **Rule 4** which monitor and validate proper service. The dates of such fraudulent activities occurred and stem from _____ to Present.

The presiding judge and the commissioner failed to honor and respect **Rule 5** which such rule fully and advised everyone to obey and respect proper service and to proper enter a **Notice of Appearance** before filing such answer and response. One who violates such Rule or Rules will be subject to sanctions and punishments. The presiding judge and the commissioner also failed to honor and respect **Rule 6** in which such rule clearly advised and informs anyone if such additional time is need one must file such motion under a request, requesting an **Enlargement of Time**. The presiding judge and the commissioner as well failed to honor and respect **Rule 7** in which such party or Defendant does appear and does appear in a timely manner they can file their answer or response under **Rule 5** and produce substantial facts or evidence which will be their discovery under the private rules to justify why such case should be dismissed and to justify or **show cause** by presenting discovery evidence to justify why they should not be held in contempt or default due to their untimely appearance under **Rule 5**.

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If anyone cannot produce just cause or such order is not documented in the docket or record then such party cannot be dismissed when such party is in a failure to appear status and cannot prove or validate why such untimely appearance can be justified. Therefore, anyone who failed to appear in any case must satisfy **Rule 8** and then file an appeal and state their claim before the appeal court for such party to be release from any lawsuit.

Note: Any failure in **Rule 4 – 7** does not grant or authorize anyone any entitlements under **Rule 12 (b) (1)** or dismissal with or without prejudice. That’s the law period and anyone who is found in violation and intentionally violates such rules, regulations, procedures and laws should be found guilty of a felony crime. These are genuine signs of corruption, conspiracy and other crimes which should be thoroughly investigated. These procedures have been in placed since **1938** after being approved by **Members of Congress** they are not set to be broken or abused by anyone who thinks they are above and beyond the law.

The State of Arizona’s State law also and clearly states in accordance with the Civil Rules of Civil Procedures that if anyone shall appear and appear untimely and good cause has been shown, documented and accepted that such party cannot be dismissed from a case when the other party has demanded a jury trial in accordance with his or her **seventh amendment** constitutional rights and under **Rule 38**. A jury trial must be slotted in accordance with the Rules of Civil Procedures so that the Defendant who appeared late or untimely can have his or her day in court to validate, show cause and justify why they are innocent and why such jury should accept their entries and pleas in overturning any verdict in their favor. This too was not accepted nor honored by the presiding judge or the Commissioner in this case.

EDITORIAL NOTE

The complainant continues to discuss the legal and procedural issues in his criminal case for 13 more pages. Given the length of the complaint and the fact that it was ultimately dismissed by the commission, the complete complaint was not reproduced here. A copy of the redacted complaint can be obtained by contacting the commission office.