

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-098

Complainant: No. 1333310692A

Judge: No. 1333310692B

ORDER

The commission reviewed the complaint filed in this matter, as well as the recordings of the hearings, and found no misconduct on the part of the judge.

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.

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

FOR OFFICE USE ONLY

CJC-08-098

COMPLAINT AGAINST A JUDGE

Date: 4/21/08

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.

I REQUEST A JUDICIAL
REVIEW OF JUSTICE COURT JUDGE, I
AM SUBMITTING A (4) PAGE TIMELINE OF ACTIONS THAT RELATE
TO THE CHARGES I AM CLAIMING. ALSO INCLUDED ARE
25 PAGES OF COURT DOCKET INFORMATION, MINUTE ENTRIES,
SUBPOENA INFORMATION, ARREST WARRANT, LETTER TO JUDGE
, AND THE CASE I DRAFTED UP FOR
TO USE TO DEFEND
UNDERSTAND, THE CASE I PUT ON THE
FIRST PAGE DEAL WITH THE CHARGES AGAINST JUDGE
SINCE HE WAS RELUCTANT TO HAVE HER
CASE HEARD IN HIS COURT, I FILED MY OWN
INJUNCTION AGAINST HARASSMENTS AGAINST BOTH
WITH EVIDENCE THAT
I HAVE OBTAINED/GATHERED SINCE
THERE'S URGENCY TO REVIEW THIS CASE SINCE
HAS SHOWN/DONE VIOLENT ACTS IN
THE PAST.

(Attach additional sheets as needed)

I, _____, am submitting the following allegations against Justice of the Peace, _____, Justice Court to include Obstruction of Justice, Conspiracy to Obstruct Justice, Conspiracy Against Rights, Deprivation of Rights Under Color of Law, Violation of the 14th Amendment Section 1 of the U.S.C., and stealing (specifically accusing the Justice Court clerk _____ on the last allegation).

_____ submitted a request for a conference hearing to have the O.O.P. _____ against her, filed by her ex-husband, _____ quashed that was served on _____ The hearing was set for _____ in which Justice of the Peace immediately turned it into a trial. During this first trial, _____ allowed the Plaintiff, _____ to provide his testimony and submit only three documents to support his case. One document was dated _____ When it was _____'s turn, _____ did everything to ensure that the Defendant, _____ wasn't able to present the evidence she had received on _____ the Plaintiff's, _____ sister from _____ by Federal Express from _____ the Plaintiff's,

When I was asked to go to the stand to be questioned by the Plaintiff, the questions _____ was asking me had nothing relevant that pertained to the case, only an email that I had wrote to the Plaintiff's realtor since I wanted to confront him personally for abandoning his son at the DMV at the close of business and having _____ arrested but I couldn't because of the O.O.P. _____ did not want to submit all the email correspondence between us as well as a telephone conversation that _____ and I had as it shows that he had lied. _____ allowed the Plaintiff's irrelevant questioning to continue. But when the Defendant, _____ was trying to submit the emails and letters she received from _____'s sister, she didn't know what to submit for I didn't allow her to see these emails and letters because they contained specific phrases, wording and tone that the _____ have used in the past 12 years to victimize _____

When I was to provide testimony for the Defendant, _____ interrupted my testimony and stated that I needed to follow court procedures, meaning that I could not testify on my own. I had to be asked specific questions from the Defendant. I, _____, blame myself for this since the evidence that was being submitted in court _____ had never seen. _____ didn't know what to ask me for I did not prepare her for a trial but only for an informal conference hearing in that I wanted to speak on her behalf. I wanted to keep her far away from this evidence since the specific wording in these documents written by _____ proves that _____ wrote the death threat letter that started these court proceedings in the first place. The trial ended with no decision made on the O.O.P. against _____

After the trial, _____ filed her own O.O.P. _____ When we were in the courtroom to have _____ sign the O.O.P., we told him that we did not realize that _____ would turn this into a trial. I told him that if I knew that this would be a trial, we would've had proper representation to submit our case. _____ is _____ immigrant and it is _____ intention to have her citizenship revoked and deported back to _____ as he has tried previously in the past. _____ also stated, "I believe you both _____ should have O.O.P.'s and stay away from each other". Not knowing court procedures or how the court issued O.O.P.'s, we left without anything being signed or granted. _____ the _____ Police helped _____ file an O.O.P. and an I.A.H. _____ against _____ so she did not remember the procedure. Instead of an O.O.P., _____ filed an Injunction Against Harassment on behalf of _____ and set a hearing date _____ The attorney that I retained for _____ was concerned that _____ had no authority to change an O.O.P. to an I.A.H. and everyone I've talked with agrees he had no right to do this since _____ were once married and she had filled out the O.O.P paperwork not an I.A.H. _____ paperwork.

_____ had her attorney, _____ present her case to _____ quash the O.O.P against her. _____ flew in from _____ to provide testimony against her own brother _____ again did not allow _____ to present a defense or be heard at all and ruled that the O.O.P. against her _____ was to remain in place. _____ motioned for _____ to hear the evidence on this matter and JoP _____ said that he had already ruled on the case _____ and he was proceeding on to the next case _____

_____ was now the Plaintiff and _____ was now the Defendant. _____ did not have an attorney present and chose to represent himself and _____ stated this in court that he would represent himself. This is where JoP _____ repeatedly told him that he should retain an attorney, in fact quoting, "In the interest of justice, I'm advising you _____ to get an attorney", also giving him legal advice by saying "You can't appeal your case if you lose". Check the court transcripts

of both trial dates if you don't believe me but please check. JoP kept insisting that get an attorney and would not proceed until finally decided that he would get an attorney. The trial was to continue on . In every letter the Justice Court sent regarding all trial dates, it states, "The matter will not be postponed except for good reason filed in writing with the court at least 20 days prior to the scheduled date and time granted by the judge. Any agreement of the parties to continue the scheduled court date must be supported by good reason." motioned to have the case heard now and not be continued since had the opportunity to have legal counsel present but chose to represent himself and that flew out for the trial. JoP denied his motion.

had filled out the appeal paperwork for the O.O.P. against her as well as filing a subpoena for my home phone records. I have been receiving disturbing faxes from a restricted line since and I wanted to have these records submitted as evidence for the new trial date. When tried to file the appeal, was told by the court clerk at the Justice Court, to "wait because of developments in the case" wouldn't give any specific details as to what was going on. At the same time, the court clerk, took \$17.00 fee for the subpoena for contacted her attorney and called the Justice Court to find out what was going on. He was informed by the court clerk, that the reason she couldn't file an appeal was that both cases were to be heard on (This was a lie) Later that week, called the Justice Court to see if JoP signed the subpoena, was informed by the court clerk, that both cases had been vacated due to enforcing the O.O.P. against himself, the court clerk, knew this all along but took the money for the subpoena on again tried to file an appeal on was told that the time to file an appeal had expired. When wanted a copy of the O.O.P. that supposedly enforced, file couldn't be found and over the next several days/weeks, this was the same story, 's file could not be found.

we called the court to make sure that did not have to be there for court because I wanted it recorded for evidence. the court clerk again told us that both cases, were vacated. Judge was made aware of this matter on by fax and failed to respond or verify these allegations that I'm submitting to you now. Maybe this is because I didn't follow the proper procedure in filing a complaint against a judge. I, went with to obtain the O.O.P. from the Justice Court as well as filing a motion to have the subpoena fee returned to her and again, the court clerk, told us the same story, "Her file can't be found and that she was about to go to lunch but would find it and have it ready by 2:00 PM". When we came back to retrieve the O.O.P. around 3:00 PM, very smugly the court clerk, stated that the O.O.P. against was never signed and the court clerk, had a big smirk on her face. At that point, I figured this was just a big joke to the court clerk and informed her that I was going to file charges against JoP and contact the FBI since they perform investigations on corrupt judges since 14th Amendment rights had been violated as well as the other charges I am now claiming. There was a female security guard that can corroborate this statement that I made. I don't know her name but you can check the court to see who was on duty that day and time for her comment to me was, "Boy, you sure look upset" and I was. When I returned home around 4:20 PM, I immediately submitted a complaint to the FBI on their website. Within two minutes, they called me and instructed me to contact the local FBI and I did just that. I spoke with Special Agent and he questioned me and asked me to find out if it could have been a clerical mistake or if JoP just refused to sign the O.O.P. Special Agent also directed me to contact the Attorney General's office and submit a complaint to them. I told Special Agent that I would and call the Justice Court tomorrow and find out if it could have been a legitimate mistake.

I called the Justice Court and spoke with the court clerk and she informed me that there was now an Oral Argument date set for at 4:00 PM for O.O.P. I seriously doubt that JoP will rule in favor to have the money returned to her but needs to go through the procedures. Also on from the County Judicial Branch called me. Back in I was inquiring within the court system to see if the Judicial Branch Website keeps a record of IP addresses of those who are looking into court files to use this as evidence of obsessive behavior of prying into 's life. He told me that due to the amount of inquiries, they purge their system every 3 months. I told him that it would've been nice to have that evidence but I now have written evidence in emails to his mother that

has been doing just that as well as obtaining her personal credit information. After spilling my guts about what has been going on with JoP directed me to the State of Arizona Commission on Judicial Conduct to file a formal complaint against JoP and I started writing this complaint.

I proceeded to file my own Injunction Against Harassment on both _____ and _____ with the _____ Justice Court due to the disturbing faxes I have been receiving since this has all come about and that was what the original subpoena for case _____ was for. The evidence I presented to Commissioner _____ is only a partial of the evidence against _____ So, with what little evidence I have gathered from _____, to include audio recordings, emails and faxes, Commissioner _____ saw that there was sufficient evidence to grant the I.A.H.'s against the _____ mentioning that the _____ are to have no contact with _____ or her children or by any third party and that they are not to possess firearms or ammunition and ordered to participate in Domestic Violence Counseling. As you can see, both _____ and myself have the proof for the O.O.P. dating back to only _____ that proves the _____ are guilty of what we are claiming not to mention his past 12 year abusive history. _____ has people that will testify as to the anger _____ has shown recently but will have to be subpoenaed to protect their rights of confidentiality of their professions. Why won't JoP _____ allow her case to be presented in his court?

_____ a friend of mine, who is a former police officer, told me not to go through the Justice Courts but to file the O.O.P and I.A.H.'s with the _____ Superior Court _____ and then have the _____ Sheriff's Office serve them since I fear for a regular Process Server's life. _____ will become angry and violent when he gets these and may injure the Process Server. _____ did try on _____ around 1:45 PM with Superior Court Judge _____ He was going to grant the O.O.P. until he checked his computer and found that JoP _____ signed the O.O.P.

_____ and would not have two O.O.P.'s against _____ from her. No one from the _____ Justice Court informed _____ of this. We believed Judge _____ and apologized for if we would have known that JoP _____ signed the O.O.P., we wouldn't have been there. Unfortunately, whatever files Judge _____ was looking at in his computer, wasn't going to be what the _____ Justice Court clerk _____ would tell us the next day.

On the morning of _____ returned to the _____ Justice Court to retrieve the 'signed' O.O.P. The court clerk _____ had her file this time and showed _____ that the O.O.P. had not been signed. The same security officer _____ was there and told _____ that I was not allowed to return to the court because of my "threatening remarks". Seeing how the court clerk, _____ sent out the Oral Argument letter and also included a special note that states, "At that time your friend may talk to the JUDGE about his concerns that he expressed to the Court _____". So, a written letter from the court clerk _____ mentions, "concerns I expressed"

and now it seems that they have turned it into "threats". Is that how the _____ Judicial Branch trains their clerks to act? What are they afraid of? The Truth? The court clerk _____ likes to taunt people but please understand I never threatened her or anyone in the court that day but told her and everyone in the area on _____ what I was going to do by filing a complaint and initiating an investigation. I have never made a threatening statement in my life. Also on our quest through the court system, I found out from the other courts we've been to, "that pursuant to Administrative Order 2005-112, an O.O.P./I.A.H./I.A.W.H. needs to be served and returned to the court within 30 days... after 30 days you need to start all over again..." Since the O.O.P. against _____ was served 38 days after _____ filed, I would believe that _____ is not valid and should be dismissed without prejudice since the time had expired and a new O.O.P. needed to be resubmitted according to this Administrative Order. Is this not correct? If _____ truly wants to re-file, then let him but I can assure you, he is not in fear of his life and we have documentation to prove this as well.

I don't want to have _____ return to the _____ Justice Court since it appears that they want to lie repeatedly (specifically the court clerk _____) and everything we have tried to do to have our case heard has been met with opposition. I believe that _____ the court clerk and or the JoP knows the _____ and has aided them in these proceedings to do what _____ mentions in an email to his mother. In fact, JoP _____ might be the 'JUSTICE' that the death threat letter refers to. I have been studying _____ history of the past 12 years and that is how his mind thinks. I'm not accusing JoP _____ of writing that ridiculous letter but possibly _____ used that particular name since _____ is a Justice of the Peace to get _____ into his court. The _____ may have contributed money to his election campaign and that should be public record but I'm having a hard time trying to find any record of contributions.

In a conversation that _____ and I _____ had _____ he stated that his wife, _____ "knew allot of people in _____ and that I better retract my statements to the

media or face the consequences". Also, in an email that I received from she states; "The courts won't even entertain lies and tales you so stupidly believe. It will be all about disproving your slanderous comments and nothing else." It seems wife. has psychic abilities and was right since JoP actions proves what claimed had come true. With the little evidence I have against the , it will now be heard in another court but I seriously doubt that they will want to fight this and won't even contest it. But if they do, let's have another court hear the evidence and let the facts determine the truth. The both have Concealed Weapon Permits and I would ask to have them revoked That's what I'm fighting for since it is that pose the threat, not

I want to believe in our Justice System and not to have it be biased in any way, shape or form. Barry Goldwater was my adopted Dad (not really but he gave me advice when my mother and I went to visit) and joined the military because of him. I wanted to serve my country and protect our way of life in this country and support the U.S. Constitution our forefather's had established. Please don't allow this Disabled American Veteran to think that I may have supported a country that doesn't stand by our Constitution and doesn't care about peoples Civil Rights.

I am begging the 11 members of the State of Arizona Commission of Judicial Conduct to follow up on this as a serious matter to review. I ask for a full Judicial review of all JoP cases since he's been elected and if he has done similar acts, he should be removed from the bench. I also want to file a complaint to have the court clerk, investigated as well due to her lies, her actions of involvement and her misconduct. I do not know her last name so I'm at a standstill for now.

talking with somebody else at the over and 'handles it'.

Also, every time anyone calls in or is concerning this matter, she always takes

Thank You For Your Attention In This Matter

CC'd to the following departments, persons and agencies:

State of Arizona Commission on Judicial Review
Arizona Judicial Branch of Maricopa County Presiding Judge Barbara Mundell
Attorney General's Office Terry Goddard
Maricopa County Sherriff's Office Sheriff Joe Arpaio
FBI Special Agent Surovet
Mesa Criminal Investigations Unit Det. Steve Casillas
Attorney J. Vincent Gonzalez