

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-228

Complainant: No. 1343700042A

Judge: No. 1343700042B

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 Rules 16(a) and 23.

Dated: December 10, 2008.

FOR THE COMMISSION

\s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on December 10, 2008.

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

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My name is _____ I was
involved in an accident on _____
with a drunk driver, from Mexico, with
no insurance. I am working with
MADD.

She
is helping me thru the court system.

On _____ was the first pre trial
for this hearing. I was there.

the drunk driver did not
show up. My prosecuting attorney
wanted them to issue

a warrant for _____ because he
didn't show up. _____ prosecuting
attorney persuaded the judge not
to issue a warrant and to please
set another court date

I was told, they wanted
to offer him a plea bargain of
2 days in jail - drop 2 of the 3
DUI charges - drop the "failure to yield"
that caused him to hit me at 45
plus MPH, and drop "no mandatory
insurance. To put him possibly
on probation. This man who
hit me has fractured my spine
to where I can no longer work

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I am now in debt now, has destroyed my "once beautiful" 99 Toyota 4 Runner, I am in constant pain - and no one cares.

On the second pretrial did show. I incurred over \$1700. worth of bills, I itemized (rental car mostly) and a bill for \$10,485.00 to put a front end back on my Toyota, my prosecuting attorney presented to the judge and prosecuting attorney and now, another hearing has been set for because the judge and prosecuting attorney, think that's too much retribution, and of course, this is to be paid back to me at probably \$50.00 a month. I asked at one point of this short hearing - if I could approach the judge - I would like to say a few things - I was told no. I haven't been given a chance to say anything. In this court room where I am to sit, there is no way to even hear what's going on up at the judges bench.

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It was choice to get up at 6:AM and start drinking. He hit me at 9:40 that evening. This is all so wrong. He blew at .27 at the scene, later that evening, at the police station he blew a .18 - that latter is what is on the police report MADD - tells me they can pro rate that. ^{although they havent} They run these people that ruin peoples life thru like cattle. I am totally losing my home, I have lost my health and my strong back - none of this was my fault. MADD went with me to an injury lawyer - they do not want this case - because there is nothing to be had - cut and dry. Its a drunk driver from Mexico with no insurance. I had full coverage on my Toyota till March of this year, I could not afford it when the premium came due in March, so I took it down to liability and uninsured motorist, I thought as long

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as I did not cause the accident
I was okay - I was wrong. I am
53, I am single and alone, I was
a housekeeper and I was very strong
and happy. I have worked all my
life - I have worked for the US postal
service - I have never been in trouble
And the law and the court systems
are letting this go. My life is full
of pain and fear - I am fragile -
there is no help - I am drowning.
Please - I am not the only one
who this has happened to - this on going
problem has ruined so many good
peoples ~~of~~ lives. Please look into this -
and help me. No I am not happy
with any of the charges being dropped.
The money of paying me retribution
at \$50.00 a month is barely paying
my phone bill. I have went down
and got food stamps because I now
need them. I have sold alot of my
belongings - furniture - my saddle -
things I cherish - to make my
mortgage on my house - I may loose
because I can not work. I will
get tomorrow for social security

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disability - that is going to take months. I have no rich friends that can help me float - I'm sinking. This is making me mentally ill.

The magistrate is there are so many loop holes in this not covered in my behalf. I want this man to go to jail - for more than 2 days. My life has become a prison for me - with the pain - the hours of phone calls of brick walls I keep running into - the sadness and worry - being totally disconnected - I am full of anger and resent all of this - because of laws - this isn't law. I have so many questions that up until now are none of my business - Why didn't they blood test him to see if he was on drugs? Why didn't he get charged with a hit and run? He hit me at _____ and his truck broke ~~do~~ down a block later? Why was he field released instead of going to jail?

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I know I have spent a thousand hours trying to get answers and the answer I get is theres nothing I can do. Why? It was his choice - I had no choice - I want him punished. I can not justify any of this. He hurt me.

Please - I beg you - to help me this has more than made my life just a little uncomfortable. I live 17 miles from town - I want my humble little life back. If you can not help me - please - tell me some one who can - this is not fair - it is happening way to much.