

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-055

Complainant: No. 1356610203A

Judge: No. 1356610203B

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: April 16, 2009.

FOR THE COMMISSION

 \s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on April 16, 2009.

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

MAR 11 2009

To: Arizona Commission on Judicial Conduct
1501 W. Washington
Phoenix, AZ 85007
ATTN: E. Keith Stott, Executive Dir.

Dear Mr. Stott,

These proceeding facts are true and to the best of my knowledge. These factors of misconduct on the part of Judge _____ of the Superior Court and the collusion that existed with the parole/probation officer assigned to my case,

It is important to remember that I am not downplaying the seriousness of my crimes, only that I ask that justice be fair and impartial. I strongly feel that I have been treated unfairly and that a bias exists and was rampant in my case.

I will be presenting these facts as a formal complaint and those proceedings as per the Rules of the Commission on Judicial Conduct.

Memorandum of Facts and Authorities

What began as a Domestic Violence case and its subsequent probation which was standard and "non-intensive".

The Judicial from the onset had set unrealistic and impossible goals to fulfill the probation requirements.

I have always complied with the Court Orders and once compliance was accomplished, new compliance was added and scrutinized.

After a case transfer to Judge _____, my hearings were attended by Judge _____ in which her actions during these hearings were vindictive and borderline Judicial

Misconduct. Petitioner believes that this particular case became personal and vengeance her priority. The judges were actually laughing at me during one of my hearings. This became very disheartening and I was guilty from the onset.

There have been four Public Defenders handling my case due to the threats of contempt by Judge , stepping down as counsel and actually working with the state's attorney, which in a sense was "collusion", on that Public Defender's Part., while another did absolutely nothing. There was no motions or briefs filed nor were they adversarial or argumentative. See Attached.

Judge also ordered me to quit my job in trucking and lose what I worked so hard to build. It is very difficult to return to the work force after a felony, and Judge made that impossible.

Whenever my attorney or myself questions a point of law or meaning, Judge became argumentative and cruel.

A question was asked on why I needed to report to "TASC" for drug screenings 3 times per week if I don't have a drug problem or my crime not being drug related. I was rewarded with thirty days in county jail; I was also given six months in Tent City for not quitting my trucking job. There is absolutely no reason for her behavior other than due to my Domestic Violence crime and all parts of the Judicial being female (Judge, Prosecutor, Advocate). The only recourse for me is failure while in the system.

I have argued for a "Change of Judge" and "Change of Venue", only to be denied. Again, I believe strongly that my sentence was premised on all parties being female and extremely prejudicial.

It is important to remember these facts:

1. Made to quit three jobs and sent to jail for a failure to quit that job which I needed for survival.
2. Harassed and humiliated my Public Defenders so I would not be afforded my Due Process Rights.
3. Set unrealistic goals consistently to make me fail while at liberty.

4. At the April 2nd, 2008 hearing I was allowed to speak on my behalf, only to be belittled in front of the court, abused verbally and sanctioned harshly beyond the scope of reason. My probation officer also took away my visitation and I could not call or talk to my daughter, without any "Order by the Court".

Conclusion

I would like an evidentiary hearing on this matter and a review pursuant to Rule 27 and the appointment of an investigative panel, pursuant to Rule 22, both of the Commission of Judicial Conduct.

Judge should be sanctioned severely like so many of us before. There is extreme bias and prejudice in her trying cases such as mine.

The rules are very strict and clear regarding Judicial Conduct and Authority. She has blatantly overstepped her powers and has abused the code set by the Supreme Court.

Therefore, I look for a positive resolve and any paperwork to be remitted immediately for perusal.

Respectfully submitted this 1st day of March, 2008, by,