

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-071

Complainant: No. 1358310790A

Judge: No. 1358310790B

ORDER

The commission reviewed the complaint filed in this matter and found no evidence of ethical misconduct on the part of the judge. Accordingly, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: June 9, 2009.

FOR THE COMMISSION

\s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on June 9, 2009.

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

Regarding Case #:

March 16, 2009

MAR 18 2009

Presiding Judge of the Superior Court
Superior Court of Arizona, County

CC: Arizona Commission on Judicial Conduct
CC: City Court

To Whom It May Concern:

This is a letter of complaint regarding the case (number above) being handled by Judge of City Court on two separate dates (3-10-09, and 3-12-09). The March 10 date was a hearing for a motion to extend the court date for speeding and reckless driving, which is a closed case as of March 12.

To begin, I want to make it clear that this is not some trivial or frivolous complaint, and that my interpretation of character comes from a disciplined and advanced understanding which has been gained from over 500 hours of studies and/or work related experience relating to discernment of psychological, emotional, and spiritual make-up of a human being. I've been taught from academic study in completing a Bachelors of Psychology Degree and beginning a Master's Psychology Degree, and I've received professional tutelage, public lecture, advanced coursework, and so on. As well, my grandfather was a lifelong lawyer, a County Supervisor for 8 years and was a factor in catalyzing the career of Judge So, I would say I have a strong sense of balance justice and fairness developed in my awareness of reality, since I had lived with it through my years as a child.

On March 10, 2009, I intended to comfortably make a request for changing my court date, but after I met with , I felt I met with someone who showed too little empathy or consideration for myself or my needs as a citizen of , let alone a college student in a financial struggle. The innocent until proven guilty vow definitely did not seem to apply. was rude, overly assumptive, and uncaring to my needs to extend the court date. Although she explained that I had arrived to change the court date too late, she went out of her way to proclaim my excuse as "not inconvenient enough." She did not give reasonable or prudent concern for the fact (to her unknown) that one day of missing class would cost me over \$150 of missed time and missed material that can only come in a one class day per week format, which was new to me as a beginning master's student. I had no sense of affirmation that she could or would hear this valuable information as she essentially tried to tell me my values for education and

money saving were meaningless to her. Instead, she mentioned I could come in to court on the 12th at 12:45pm (which isn't possible because doors do not open until 1:00) to start early, but she did not remind me I would have to have make arrangements for the officer to arrive at that time for this arrangement to be of any help to my situation.

On the date of the court hearing for my ticket on the 12th, I had already talked to my ticketing officer on the phone about making plea arrangements for my case. You see, the officer gave me a speeding ticket by following me and my mph was higher than normal since I adjusted to the pressuring conditions of his pursuit. Additionally, the officer thought I was drunk with my (intentional and controlled) lane change that seemed reckless to him, but I was not drunk since I have not had a drink in over 5 years. Does any of this important and relevant information seem pertinent or vital to Judge and the integrity of her work? It does not seem to matter very much. Even though the ticketing officer made an offer to plea down the speeding fee and dismiss the reckless driving (which is a very balanced and fair agreement for punishment), only seemed to perceive my offer as being very fortunate, if not lucky and undeserved if I could judge by the sound of her voice as she responded to my request to lower the penalty fee and as she questioned my gratitude for the officer's actions. Actually, being there already cost me \$150 in lost school time, but that made no difference to when I mentioned it to her, again inferring a sense that she assumed my guilt in the situation and I deserved a good punishment.

To conclude, I do not believe in claiming I saw any serious extremes in attitude and judgment for my life and the ticket she was handling, but she did seem to be getting close to making herself seem to have a personal attitude problem conflict with the true sense of un-biased objective, reasonable, prudent, judiciary thinking while upholding an appropriate level of respect and concern for a citizen she is supposed to serve at a high level. There is another judge handling traffic matters at City Court and he seemed to have more (than) sincere concern for staying unbiased, reasonable, and non-personally concerned for a balanced judgment of my cases before him. In fact, I would partially relate conducts to the attitude I've witnessed on the T.V. show court dramas, where impersonal rational and integrity do not seem to be the number one goal. If I were to be asked what I thought City Court should stand for, it would not be for T.V. court drama, but it would be for something of a higher order, and that higher order is something I wish for Judge to find very soon.

Sincerely,