

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-255

Complainant: No. 1363810580A

Judge: No. 1363810580B

ORDER

The commission reviewed the complaint filed in this matter and found no evidence of ethical misconduct on the part of the judge. The issues raised involve legal matters outside the jurisdiction of the commission. The complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: December 18, 2009.

FOR THE COMMISSION

\s\ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on December 18, 2009.

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

FAR

Re: CV 2007-

Judges

COMPLAINT

I am disabled, physically and mentally. I was physically assaulted, battered, humiliated, verbally abused on VIDEO in an isolation cell in a Mexico City jail cell by a group of women guards. I filed a lawsuit to recover damages. County City and Judge side NO DISMISSAL. I wrote the points & authorities, cited all the guards' violations of statutes, etc. I found no help anywhere - still, I cannot - NO LAWYER TAKE A CASE ON A CONTINGENCY OR PRO BONO BASIS, ever! I cannot live with this current state of the case. I found higher, much higher awards & settlements for similar cases: \$30,000, currently - 10% interest per annum on my asking settlement. If they thought it was too high - the next step is settlement or trial. With a video, I told them, you'd lose at trial - the case of physical abuse cannot be defended in any way and generally speaking, defendant's attorney didn't put much heart into a non-dismissible case for defense. I wrote judgments, summary judgments, requests for settlements - and records show repeated motions for all of these - and received deafening SILENCE from Judge all last year. I received no granting or denial of motions - because I moved onto the Criminal division, he left the case to Judge this year. Trickery ensued - I lost my disabled audience with all of them, taking advantage of the "PRO FAR" dear in the headlights, but I know - garbage when I see it. I sued the defendant's lawyer Zwillinger & Greck - he admitted to being liable - in a limited sense

& this new judge ⁻²⁻ is thinking: we'll take advantage of her
 fully - we'll say that he did not answer your motion in the previous
 led time - Rule 36(e) but I submitted copies of my answer to the last
 motion - they lied, he's ignoring all my words, just as did.
 He cannot dismiss a non-dismissable case based on nothing. Since
 I filed a lawsuit against the Zwilling firm, the judge knows that
 I will refuse, and since he admitted to NARROW LIABILITY, the judge
 is thinking, we'll just keep her "sword" down to a small amount
 based on the lawyer's liability ONLY, he's trying to place the blame on
 their lawyer just to protect his employer, Mexico County. Better the
 law firm pays and the County would be "off the hook" for the liability.
 This new judge ^{likes that idea} - keep the price down, but saving
 the real original Capital County from any payment at all. At one point
 Zwilling said that this judge ^{was trying to prove that I was}
 Rule 11, not capable of bringing the case, etc. I was ~~not~~ Rule 11
 designation. He made comments IN WRITING that the judge was looking for
 reasons to dismiss; there were none. I did this case perfectly and he
 still granted summary judgment to the defendant because he just wanted to see
 it that way. That Zwillinger KNEW that that judge ^{was making comments}
 on dismissal ^{MONTHS AGO} shows collusion - against the Plaintiff. I even
 received a notice from the Clerk of the Court's Office months ago that the
 case was dismissed and that I would have to complete a waiver form
 to waive fees. I thought that this entire situation was solely the
 only minute entry from the Judge ^{was about liability, never say}
 reason for dismissal, and that the timing of the motion that they said
 that I did not answer (but I did!) came after the waiver that

I submitted, & it had all been preplanned and in secret between the defendant's lawyer & judge - explicit communication, collusion, fraud they couldn't find a reason & they tried to invent one, but I'm not that disabled - I will now file a fraud case against the County - municipalities - for all records and my files prove true, as do records in the attorney's office. It would have been cheaper for the Crooked County to settle properly at \$30,000, but they like to "snowball" up to \$10-130 million for a completely different additional case. This Judge also thought it better that the attorney should pay out the damages instead of the County - or, could it possibly be that the attorney would not be actually paying out anything at all, but that the County would have the minimal settlement they wanted from the start? They should have settled for the \$30,000 (it didn't even choose the highest authority), but now they have created a fraudulent scheme, a small fraud, if at all - the lawyer was just too easily "swapping" of his minimal liability - but they didn't realize that a disabled person could simply sue for the "game" - Crooked - I wrote to the Court, asking for reversal based on error, but this is more than error, they are so ugly, it said, do you want me to take a long walk into the desert because of this? I have 30 days for appeal, but there is much to gain with another life of case - the evidence is there again - in all our records - the paperwork, insurance form, timing, comments by the lawyer, behind the scenes (text files). WHY TEXAS UBER. Anything to save or back, but if they don't reverse this judgment for the wrong side, it'll be so much more expensive, in every way - Does he think he can just choose the winning side - against the evidence? Does he think that I'm that dumb?

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All last year I heard silence after each motion that I filed - SILENCE from the judge and their counsel - they violated Rule 56(e) - no answers to my motions. I won this case, but they chose to ignore me - they can't, it's now too convolutedly obvious to the Court, there is supposed to be civility, transparency, evidence to support, honor and I allege there is none! A judge just does not walk away because it is convenient, another just does not dismiss, allowing HIS OWN SIDE TO WIN because he doesn't like to lose for his employer - the County - there is a conflict of interest in his decision and it is just WRONG, He must reverse and rule that I obviously won the case last year based on the very Rule of law 56(e) that Twillinger & Gresh failed to answer, as well as the Court. I am expecting my settlement check immediately. Bias & prejudice demonstrated: code of conduct violations. Sincerely,

I am available to speak at the JRP
 Conference before the Committee. Please provide date(s).
 Phoenix, AZ 85009