

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-271

Complainant: No. 1259810023A

Judge: No. 1259810023B

ORDER

The commission reviewed the complaint filed in this matter and found insufficient evidence of ethical misconduct on the part of the judge to justify continuing the investigation. Accordingly, 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.

Official complaint of a city employee (volunteer)

OCT 09 2009

From:

Sent: Fri 9/25/09 7:47 PM

To:

Dear Ms

It is with great regret that I need to inform you of the poor performance of one of your volunteer employees. I also would like to recommend that investigation be conducted over the issue I'm about to present as well as possibly a reprimand if not termination as she did lie under oath in a court of law.

Name:

Case #:

Complaint #:

As described today in court during the hearing held before Honorable _____ in court at 10:00 AM; I gave accurate and honest information to the judge regarding the circumstances which caused me to have to present myself in the first place. In describing truthfully the events as they did unfold; I did even acknowledge that I had in fact parked in the very area that was not meant for parking. I also did explain why I was there to begin with. No matter; the ticket is now paid.

However the parking issuer (Ms _____) embellished and dramatized her poor justification in serving me with this parking violation in stating something that didn't take place and that is why I'd like to see someone investigate her remarks as both me and the man I was speaking with can verify her lies. She stated that the woman who was parked next to me (to my left) was waiting on me to move my car so that she could load up her husband from his wheel chair and into the vehicle when in fact this woman was alone and never made a peep about my standing there and talking with _____ in order to set up a time and meeting place for my giving him a ride to his appointment on the 12 of August with someone at _____ Church. The lady did in fact load her groceries and pulled out without ever acknowledging us as there was not an issue with our presence. Both of us were aware of her being there, but did not have a need to exchange any type of conversation with her.

This really ticked me off that whilst holding a photograph for the Judge to see all three cars; Ms _____ added to her statements that even though he (the fictitious husband in the fictitious wheelchair) was not seen in the photograph he was there to the left of "their" vehicle, but just not showing on the photograph. Really?!!!!!!

Unless both me and _____ were distracted to a degree that I can't imagine as for me being who I am: very observant and detail oriented; I have a hard time buying this part of her testimony!!! She also stated the temperature for that day and it was not 115 Faro height. This was done to help in making it look like we would have been inconsiderate jerks as the "fictitious husband" would have been waiting all this time in that kind of heat...

The forecast was of a low 104 for that day as previously announced on the ^{weather} ~~whether~~ channel. At most it was 106 I believe for the high on the 10th of August. (It may have been as low as 99 to 100 that day; I remember the weather was gorgeous for sure!)

I'd like to request that the party in question be contacted to verify the validity of her statements with the use of her license plate # the which is seen on the picture of the back end of all three cars: mine; and the other party who's name is unknown at this time. I did ask if this was one of the exhibits presented and showing in the records of the court clerks' computer system where I discussed my disgust for what had transpired in the court room as well as my possible payments "over time" option. They claimed, all the whilst "blushing" (were they feeling ashamed?) both girls that is with whom I had conversations, that nothing was showing yet and that they would find out, but for whatever reason they were unable to do so! How about that!!!?

This picture is one that Ms may still have and if it isn't in her possession or the Courts' either, then I will continue to suspect even more so that she did in fact lie and that she's protecting her lie and the court people may wish to protect her in her wrongdoings so as to justify what I consider "personally" legalized extortion from a poor person on SSI at 674/month... Homeless no less!!!!!! Wow!!! Too bad I'm not a Mexican!!! I'm a legal resident alien who is an amazing woman with an amazing life story of hardship and trauma who came to America only to end up with much destruction due to many injustices through my sad association with a troubled family by marriage... More on that some other time...

I had made a verbal attempt after she'd "handed" me this ticket to have a chance to move my vehicle whilst offering a heartfelt apology for my disruption. I had no chance to explain the urgency of the moment in my needing to set an appointment up with as I'd been able to find this handicapped friend... This homeless friend is without a cell phone and very hard to get a hold of. When I spotted him there in the Fry's parking lot; I hurried over so as to not miss him before he would go into the store. I had other errands to do and had an appointment of my own for my discussing my financial needs with at the same church.

I am also a disabled person with a diagnosis of MS and as a result felt that it would be helpful that day to avoid the walking in a hurry which isn't always possible anyway...! (I'm also still and since the Month of June 2008 living out of my car, but anytime money allows I try to check into Motels so I can lie flat. Ford Focuses are not very roomy to sleep in...)

As I'd made an offer to move my car the which she refused to hear after handing me the ticket; she backed away from me in waving her right hand "no" and her head "no" at the same time meaning: don't talk to me!! It seems outrageous that as a person stands next to their car with such a worthy cause in mind as mine was for being there; I was not asked politely to move my car!! Whatever happened to good karma? Is it for real?! And don't you think Ms that if I had in fact been in the way of this woman's ability to load her disabled husband; she would have asked me to move my car as she was parked next to the curb to her left which would have prevented her ability to load him and his wheelchair from that side of the car!?

I know for a fact, as I was a nurse's aid for six months in 1993 ("when I was healthier") for a man named husband to Mrs. (Mrs. at the time) in that when a disabled person needs to be transferred from a toilet or a wheel chair to a different seating surface; space for this type of maneuver is needed and can't be accomplished easily if at all in a restricted area. The lack of room to make these transfers may even cause injuries if the party who is making the transfer is in the wrong position for the health of their spine. Certainly it couldn't have been done on top of the curb!! Nor could she have had an easy time in using a mechanical or hydraulic lifter for him to be transferred into the vehicle if she had to have

somehow gotten the "husband" on top of the rock bed. It still would have been done on top of an uneven terrain; that's not very steady!! Never did she ask for anything from me!! Therefore, I feel certain that Ms [redacted] would have to be "lying".

I hope that you will see fit to push for some action to come about in regard to this wrongdoing on this Employee's part! Even if the ticket has been paid; I still believe it is important that those who are employed for city jobs or any job really do it with integrity so as to keep the reputation of their city (any city) in good standing before men and yes, before God as well!!

I do thank you for your time reading this long entry and would hope for a reply as to what will be done to undo this wrong or if an apology will be given in open court as I feel it should be admitted before the judge as well!! Obviously I do not doubt my judgment on this matter!!!

Again, thank you!!

Yours truly,

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