

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 09-308

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Complainant: No. 1378400444A

Judge: No. 1378400444B

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**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 are legal or appellate in nature and a more appropriate remedy would have been to file an appeal. Therefore, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: January 27, 2010.

FOR THE COMMISSION

    /s\ Keith Stott      
Executive Director

Copies of this order were mailed to the complainant and the judge on January 27, 2010.

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

My name is \_\_\_\_\_ I am filing this complaint against the Hon.  
Pinal County Superior Court judge, Florence, Arizona Az.

### ATTORNEYS INVOLVED

### SCOPE OF THIS COMPLAINT

The aforesaid named Attorneys, in concert with the Trial Court Judge have been suing me since October 2006 (more than 3 years). I am tired of being sued! and the stress is affecting my health.

This complaint initially arises in October 2006, when I filed a **Declaratory Judgment Action** In Pinal County Superior Court entitled CV2006-\_\_\_\_\_ seeking a Quiet Title for abandoned land that I discovered in Pinal County. Judge \_\_\_\_\_ was assigned as trial judge. Thereafter \_\_\_\_\_ attorneys intervened, pleading a frivolous unsupported claim against my claim to the subject land.

CV2006 \_\_\_\_\_ claimed the subject land by alleging a scrivener's error in a deed. Fact: that deed conveyed exactly what it intended and nothing more. Failing to prove or prosecute their claim, they dismissed it. (see Court order dismissing this case).

CV2008 \_\_\_\_\_ claimed the subject land from a different angle. This time it was ADVERSE POSSESSION. The Claim reads as follows:

*"For more than ten years, \_\_\_\_\_ and its predecessors in interest have exclusively used the \_\_\_\_\_ Claim in an open and obvious manner sufficient to obtain title to the \_\_\_\_\_ by adverse possession."* (Taken from page 3 of \_\_\_\_\_ claim

CV2008 \_\_\_\_\_ ) With this statement (and nothing more) they expect the judge to give them a quiet title, and it is my belief that he will do it to just to frustrate my effort as a Pro-se attorney.

I first discovered I would be in trouble with Judge \_\_\_\_\_ at a Hearing when he shouted condescendingly to me "get an attorney". If needed, I have three witnesses who will testify in support of him making that statement. It became obvious to me he has a prejudice problem against Pro-se attorneys.

Stageline attorneys have presented two different ludicrous frivolous claims, **Instead of prosecuting their claims, they have spent more than 3 years prosecuting the validity of my claim**, that is they are acting as the owner of the land when in fact they are not. By Deed, \_\_\_\_\_ is the factual owner and I am the recorded beneficial title-holder.

Pursuant to A.R.S. § 33-420.E, they accuse me of recording fraudulent documents while they have recorded a false document titled **Les Pending**. Although with respect to “flying the flag” they have proved nothing demonstrating a hostile invasion of the property, Accordingly, the Judge has asked for Stageline counsel to submit a proposed judgment for a quiet title, and \_\_\_\_\_ counsel has submitted it. See Court Rulings on **RULING ON MOTIONS/ISSUES dated 08/06/2009** and Attorney \_\_\_\_\_ document entitled **NOTICE OF LOGING PROPOSED JUDGMENT** dated 08/25/2009. Further, the aforesaid statute invokes a class one misdemeanor and should be prosecuted in a criminal court. Criminal intent must be proven. Prejudice exists and the judge is acting outside his legal authority and jurisdiction.

Both \_\_\_\_\_ Claims are nothing more than frivolous unsupported assertions, legalistic gibberish, and without colorable merit.

Pursuant to ARCP 38.1 on 9/12/2009 I motioned for dismissal, a MOTION TO SET AND CERTIFICATE OF RE ADYNESS was not filed. The Judge has been sleeping on it for almost 3 months. I reasonably believe he will continue do so indefinitely.

RULE 38.1 of the Arizona Rules of Civil Procedure must be strictly enforced  
The parties shall timely file and serve on court and counsel a Motion to set and Certificate of Readiness. Judge \_\_\_\_\_ is not adhering to this Rule.

Wherefore, I am submitting this application. With respect to prejudice and error, regarding RULE 38.1 and other Court issues, I request that all the Courts’ **RULINGS ON MOTIONS/ISSUES REGARDING CV2006 AND CV2008, be reviewed in particular those regarding service to**

Because the Stageline claims are a hodgepodge of legalistic gibberish, frivolous unsupported assertions, and without colorable merit, a massive volume of paper exists. Wherefore, it will be difficult and tedious to discover relevant details. Ultimately I expected it would be necessary to file an appeal. To that end I have already prepared a rough draft of an appeal intended for the Appellate court. It should serve to help eliminate some of the gibberish and focus on the relevant facts. A courtesy copy is attached Hereto:

Thank You