

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-352

Complainant: No. 1381710525A

Judge: No. 1381710525B

ORDER

The commission reviewed the complaint filed in this matter and found insufficient evidence of ethical misconduct on the part of the judge to warrant further investigation. The commission also concluded that the allegations primarily involve legal issues outside the jurisdiction of the commission. 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.

12-27-09

CJC 09-352

DEC 29 2009

E. Keith Stott Jr.
Executive Director
Commission On Judicial Conduct
1501 W. Washington St.
Suite 229
Phoenix, AZ 85007

Dear Mr. Stott,

I am currently having problems
with the Superior Court Judge, Honorable

. I would like to
file an official complaint for the
Commission's review. I need to have
the procedures to guide me to file this
complaint properly.

I recently filed a post-
conviction petition with Judge
Court, and she chose to dismiss my
motion for review without following the AZ
Rules of Court. Judge answered

-over-

to the merits of my argument on behalf of the state, prior to the state even responding. Essentially,

Judge _____ is practicing law from the bench. Subsequently I filed a Motion For Reconsideration, a Motion For Default Judgment, and a Motion Requesting Credentials. I did so properly according to the rules of court, (i.e. appropriate certificates of mailing, copies, and self-addressed, stamped envelopes.) I also mailed the appropriate copies to the county attorney. Judge _____ held onto these documents until my appellate court time frames lapsed, then returned them citing them as "ex parte communication", and stating that I did not file with the county attorney.

I have the Department Of Correction's legal mail log to show that I did so. I believe this is intentional indifference on the part of Judge _____ to thwart/refuse my access to the court. Her behavior is unprofessional, illegal, and does not conform to her oath of office and Canon's she is obligated to follow,

I respectfully request the formal procedural method I need to follow in order to properly file a complaint for review. I will submit this complaint including all supporting documentation verifying my claims.

Thank you very much for your time. The case number I am referring to is CR-

Sincerely,