

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 10-253

Complainant: No. 1402110477A

Judge: No. 1402110477B

ORDER

The complainant alleged that during one of his criminal trials, a superior court judge improperly discussed the evidence and the appropriate sentence when defense counsel left the courtroom for restroom breaks. After analyzing the issues and reviewing the commissioner's response, the commission found no evidence of ethical misconduct on the part of the commissioner. Accordingly, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: March 9, 2011

FOR THE COMMISSION

/s/ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on March 9, 2011.

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

State of Arizona
Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, Arizona 85007

FOR OFFICE USE ONLY

2010-253

COMPLAINT AGAINST A JUDGE

Your name:

Judge's name:

Date: 9-29-10

Instructions: Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all of the important names, dates, times and places related to your complaint. You can use this form or plain paper of the same size to explain your complaint, and you may attach additional pages. Do not write on the back of any page. You may attach copies of any documents you believe will help us understand your complaint.

Currently have pending case before Judge CR2009. Was recently found not guilty by jury trial on case CR2010. Motions put in by my lawyer, which pertain to both cases, were all denied. I feel my case was pushed through even though I was willing to waive my right to a fast and speedy trial. Had my motions for continuance been granted, perhaps a trial by jury would not have been necessary to reach the conclusion of not guilty. During the trial, the Judge, Prosecutor and Detective would remain in the courtroom while officially on break and my lawyer was not present. They would discuss my sentence as if I had already been found guilty. They would also discuss previous scheduled appearances not necessary during the trial, but before sentencing. The Prosecutor and Detective would ask the Judge questions and discuss overlooked evidence with him while my lawyer was taking bathroom breaks. Both myself and my lawyer noticed how extremely personal Detective Ransford would take setbacks throughout the case. After being found not guilty, I feel I will not receive a fair suppression hearing before this judge on my pending case, which regards an illegal search issue. I fear I will not be treated legally and fairly considering the (Attach additional sheets as needed) conduct shown during my previous case.