

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 10-258

Complainant: No. 1298910102A

Judge: No. 1298910102B

ORDER

The complainant alleged that a superior court judge made improper evidentiary rulings and allowed the prosecutor to engage in improper conduct because of bias. The commission reviewed the allegations and found no evidence of ethical misconduct on the part of the judge. The commission has no authority to review court rulings or examine the conduct of prosecutors. The complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: December 9, 2010.

FOR THE COMMISSION

/s/ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on December 9, 2010.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2010-258

COMPLAINT AGAINST A JUDGE

Your name:

Judge's name:

Date: 10-1-10

Instructions: You can use this form or plain paper of the same size to file a complaint. Please describe in your own words what the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times and places that will help us understand your concerns. You may attach additional pages but not original court documents. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

During my trial, which began August 24, 2010, judge made it clear to the jury that she
was bias in the case by her inappropriate actions as well as condoning the inappropriate actions
of the prosecutor. actions began to form a pattern early on that became obvious to
everyone when would blatantly allow the prosecutor to use statements out of
context from evidence such as the transcripts from my interview with Law Enforcement
then not allow the defense attorney to use that same evidence! After several similar
rulings it was apparent that was not going to allow a fair trial. then allowed
the prosecutor, Rhoton, to turn the court room into a circus and put on a show for the jury.
Rhoton began making a big deal about my age since I was 41 and thought I was talking to a
girl who I believed was 18. Once allowed Rhoton to keep attacking me about my
age he moved on to bring up my disability in front of the jury. Rhoton then put photos, from
years ago of me and my daughter at Disneyland and SeaWorld, up on a big screen in front of the
jury and start laughing saying that it doesn't look like I was hurting them. Once Rhoton
learned that I get S.S.I. he began asking me how could I afford to go to those places? The
performance that allowed Rhoton to put on attacking me personally about my age, disability
and how much money I get was more than enough to get the jury to hate me! herself began
asking me about my disability when questions from the jury were passed to the judge asking
about my pain when I play disk golf which made it painfully clear that members of the jury
were focused on my disability! Negative remarks about my age, disability and income
were completely irrelevant to the case and should have never been allowed in the
court room! My attorney never brought up anything about my age, disability or income so
why would the judge and prosecutor be allowed to do so for the sole purpose to injure my
reputation and to get the jury to greatly dislike me. The jury would be more inclined
to focus on the evidence and testimony relevant to the case if the improprieties of
judge and Rhoton were not witnessed by the jury!

(Attach additional sheets as needed)