

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 12-002

Complainant: No. 1111300627A

Judge: No. 1111300627B

ORDER

The complainant alleged that a municipal court judge improperly refused to order a library to produce security tapes that he feels would show he was innocent of the charge of trespassing.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After reviewing the information provided by the complainant, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. The commission does not have jurisdiction to investigate the legal sufficiency of the judge's rulings. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: January 24, 2012.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on January 24, 2012.

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**2012-002****COMPLAINT AGAINST A JUDGE****Your name:****Judge's name:****Date:** _____

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.

On May 2010 I was arrested in the Acacia Library for trespassing after police told security guard he has to ask me to leave before they will take me out. When I was placed in handcuffs I asked all why I was being arrested. Nobody answered. After asking again the security guard said, "Eating in the Library." I asked Nora Greer if the police report was claiming I ate on that day of arrest. She confirmed it verbally. I refused to sign the plea agreement providing One day time served offered to me at the initial appearance by a representative of the prosecutor's office. She refused to let me have a copy of that document. I asked Judge _____ for a court order to obtain the tape from the library as it would prove no eating occurred. Judge _____ said on the record, Something about me being "mentally unstable". She then had a discussion with Nora Greer about my cognitive condition she invented. Nora Greer then requested I be ordered for a Rule 11 hearing. She kept telling the Judge that the tape may not exist. She has never been to the library and claims she has got many security tapes from City of Phoenix many times. (City of Phoenix security official 'Leo' from Burton Barr Library told me years before when my cell phone was stolen that City of Phoenix does not turn over any security tape over to anyone except by Court order.) Judge _____ refused to discuss this fact in court at all times throughout the case. The Custodian of Records sent me 10 years worth of copies of records and only traffic ticket cases from 2000, 2001 and 2002 are in it. All other cases are missing from file.

(Attach additional sheets as needed)