

State of Arizona Supreme Court
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-031

Judge:	No. 1461610952A
Complainant:	No. 1461610952B

ORDER

The complainant alleged a justice of the peace was unfair, would not allow him to speak, and violated state law.

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 all of the information provided by the complaint, 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 review the legal sufficiency of the judge's decisions. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: April 10, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed
to the complainant and the judges
on April 10, 2013.

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

2013-031

COMPLAINT AGAINST A JUDGE

Your name:

Judge's name: Don't have his name Date: 2/20/13

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.

① → On 10/27/12 I was served with an eviction notice by the manager at The notice ~~copy sent~~. On 10/1 was immediate termination due to illegal activity. This was a single page eviction notice. On 10/5/12 a process server delivered a summons, 3 pages. ① Summons, ② Complaint ③ Copy of original notice delivered 10/2/12. There should be 4 pages. The 4th page, from what I now know, that should have been attached was the renters rights to appeal page. I believe the eviction notice was improperly served on two occasions also the eviction packet wasn't complete.

The Judge ignored this!

② → On 10/15/12 a Trial date was set at 10:00 AM. We appeared with our evidence, presented it and the judge gave the plaintiff a continuance to research the update from the Housing dept. This update (Jan 10, 2011) states that only in state & federally funded housing can a landlord deny reasonable accommodation. The update from housing that I presented was print copied from the website of Hull, Holiday & Holiday. The plaintiff's attorney's, so I don't understand how their attorney didn't know about said update when it came from his firm's website. I don't believe the judge was being impartial. The plaintiff ^{to} is to be prepared for trial. They accused us, and because I was prepared that day & the plaintiff wasn't, the judge gave the plaintiff extra time because the attorney present said that he knew nothing of this update, which was a ~~lie~~ ^{lie} because my information came from his website

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A new trial date was made for 10/22/12.

③ → On 10/22/12 we presented our evidence. The judge asked me if I was a lawyer, I believe he said attorney. When I said "Well no sir" he said "Well then shut UP!" I tried to show my marriage license, receipts with my name on them where they had accepted my money. Acknowledging that I live there by accepting my money. I had the electric statement from SRP showing the power being on at Mesa, Arizona. From 6/21/07 to 10-22-12, in my name. But because my wife's name was on the lease & not mine I was told to shut up, I wasn't permitted to speak. Therefore denying me my right to defend my family or myself.

④ → This is a State magistrate, governed by state law. Yet he ignored state law which was designed to provide rules & guidelines which will govern medical marijuana program. Instead the judge made his ruling using federal law. Stating that it is a crime to possess marijuana. Even though the Fed. Judge ruled that the state who have marijuana programs must govern themselves. Therefore state law applies. and should be followed. The Judge didn't follow the law.

⑤ → He refused to allow me to speak for my family, my wife was there, she told the judge

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she wanted me to speak for us. Which is when he told me to "Shut UP!" I do have the right to speak for my family, as a husband, father, and as a man, for the judge to deny me of this I feel violates my Civil rights and is an injustice to my family & myself.

I believe I can show the judges partiality to the plaintiff, his conduct toward me & my family was indecent. He ignored the laws the State has made to govern the medical marijuana program.

The judge didn't run the court room that day Attorney Holliday dictated the whole show. I know the hearings were recorded. So that will prove that everything I have stated here is true

100%

- ⑥ The judgement order was given to my wife and when she said "what now", they told her that's if you have to get out in 24 hrs. at no time was she informed she could appeal the judges decision. Her signature isn't even on the judgement paper, because they had given it to her with the impression that it was a receipt of how much we owed.

From service of the eviction notice to the judges ruling, was improperly executed. He did not follow Az. statute's.

So, in short, The state of Az. gave me access to medical marijuana to use for medicinal purposes. At the same time, the state persecuted me for having what they gave me. How can this be. How can my family & myself be punished ~~by~~ by the state for something the state gave me permission to have.

My purpose for having medical Marijuana is. Cancer (lymphoma) & Hep C. I use it in a responsible way as set forth by the state in A.R.S. 36-2811, Presumption of medical use of marijuana 36-2811 B

A registered qualifying patient or designated caregiver is not subject to arrest, prosecution or penalty in any manner, or denial of any right or privilege, including any Civil penalty or disciplinary action by a court or occupation or professional licensing board or bureau.

I believe I have more than proved that the courts action toward myself & my family were not only improper, but illegal also.

I just found out that Judge _____ isn't a judge any longer. He wasn't re-elected. What I do know is he worked in color of the state, therefore the state is responsible for his decisions

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