

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-096

Judge:	No. 1065314669A
Complainant:	No. 1065314669B

ORDER

The complainant alleged a superior court judge acted unethically by denying his request to withdraw his guilty pleas and to change counsel.

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 and court records, 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 court rulings. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: May 30, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on May 30, 2013.

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

2013-098

COMPLAINT AGAINST A JUDGE

Your Name: _____

Judge's Name: L

Date: 4-16-13

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.

I AM VERY SCARED TO SUBMIT THIS FORM IN FEAR I WILL ONLY BE DEALT WITH MORE HARSHLY, BECAUSE OF MY ATTEMPTS TO CORRECT AN ERROR IN JUSTICE AND JUDGEMENT. HOWEVER I HAVE BEEN MANIPULATED AND FORCED INTO THIS POSITION, AND I AM ONLY TRYING TO REPAIR THE UNFAIRNESS, INJUSTICE, LIES AND THREATS PRESENTED TO ME. ON 4-16-13 I APPEARED BEFORE _____ AND AT THIS TIME AND WEEKS PREVIOUS TO THIS DATE I INFORMED _____ THAT I WAS AND FELT THREATENED AND INTIMIDATED FROM MY LAWYERS' _____ IMPLIED ULTIMATIUMS USING THE THREATS TO INCLUDE MY WIFE AND CHILDRENS FATE AND FUTURE, MY LAWYER USED THESE INTIMIDATIONS TO COERCE ME INTO A PLEA AGREEMENT I TOLD _____ I DID NOT WANT. REGARDLESS OF MY DESIRE TO ACCEPT/DENY PLEA OFFER, _____ LIED TO ME ABOUT DETAILS AND LEGAL LANGUAGE CONTAINED IN THIS DOCUMENT ON THE SAME DAY OF COURT "MARCH 18TH 2013", AND _____ REFUSED AND NEGLECTED AS WELL AS IGNORED MY NUMEROUS REQUESTS PRIOR TO "MARCH 18TH 2013" THAT I SUBMITTED THRU VOICE MAILS FROM MY COUNTLESS TELEPHONE CALLS ATTEMPTED TO MAKE CONTACT WITH NO AVAIL AND MY MULTIPLE LETTERS SENT TO MORRIS' OFFICE. THAT ALSO GOT NO RESPONSE. I HAVE MADE _____ FULLY AWARE OF THE CIRCUMSTANCES AND HIS CONDUCT AS WELL AS THE NEGLIGENCE AND THE THREATS AND INTIMIDATIONS USED BY MORRIS LITTLE TO COERCE/FORCE ME INTO ACCEPTING THIS PLEA, AND THAT THIS WAS NOT OF MY OWN FREE WILL. I ALSO ADVISED _____ THAT I LIED ABOUT THE DENYING STATEMENTS OF FREE WILL, THREATS AND INTIMIDATIONS AND PROMISES BECAUSE THE ENTIRE CONDUCT INCLUDING THE STATEMENTS JEOPARDIZING MY WIFE AND CHILDRENS FATE AND FUTURE PUT ME IN A MENTALLY AND EMOTIONALLY DIMINISHED STATE OF MIND THAT MADE ME FEARFUL FOR MY FAMILIES LIVES

→ "PLEASE SEE ADDITIONAL PAPER MARKED - COMPLAINT AGAINST A JUDGE"

"ALSO PLEASE SEE ADDITIONAL ATTACHMENTS FOR FURTHER EXPLANATION"
(Attach additional sheets as needed.)

COMPLAINT AGAINST A JUDGE

THAT FORCED ME TO MAKE THIS DECISION BASED ON FEAR. REGARDLESS OF ALL THIS KNOWLEDGE I PERSONALLY SUPPLIED TO JUDGE COWAN ON "APRIL 16TH, 2013" AND SUPPLIED HIM WITH PREVIOUS TO THIS COURT DATE THRU MOTIONS AND LETTER'S, STILL REFUSED MY MOTION TO WITH DRAW FROM PLEA OFFER AS WELL AS MY MOTION TO CHANGE COUNCIL ALL BASED ON THE SAME MIS CONDUCT FROM [REDACTED] REASON FOR DENING MY MOTIONS TO WITH DRAW AND PROCEED TO TRIAL WAS THAT THERE WAS NO MANIFEST IN JUSTICE OCCURED. THO I DO RESPECT AND FELL HE IS AN HONORABLE JUDGE, I THINK HE IS NOT SEEING OR ACCEPTING THE GRAVITY OF THE DAMAGE I WAS CAUSED THRU THE THREATS AND INTIMIDATION OR THE EFFECT IT TRUELY HAS ON MY EMOTIONAL AND MENTAL WELL BEING THAT HAS CAUSED ME TO BE DEPENDANT ON ANTI PSYCHOTIC MEDICATION FROM THE FEAR AND STRESS THAT NOW CONTINUE TO CAUSE ME GREAT AMOUNTS OF DEPRESSION AND ANXIETY, THAT HAS EVEN PUT ME AT RISK FOR SUICIDE BECAUSE OF EVERYTHING IMPLIED AND THREATENED AGAINST ME. I ALSO DONT BELIEVE [REDACTED] IS RESPECTING ANY NOTICE TO THE FACT THAT THE ONLY REASON I SIGNED ANYTHING WAS BECAUSE OF THE THREATENING ULTIMADUM USED TO FORCE ME INTO THIS DECISION AND AT THE EMOTIONAL AND MENTAL SHOCK I AM IN FROM THESE MIS CONDUCTS I WAS FORCED INTO A POSSITION FROM FEAR AND INTIMIDATION THAT MADE THE PRIORITY IN MY DECISIONS NOT FOR MY LIFE OR [REDACTED] CE BUT TO PRESERVE AND SAVE MY WIFE AND DAUGHTERS. [REDACTED] ALSO IS NOT PAVING ATTENTION TO THE FACT THAT THE ONLY REASON I ANSWERED AFFIRMATIVELY TO HIS QUESTIONS ON FREE WILL, THREATS AND PROMISES ECT. WAS BECAUSE OF THE SAME DIMINISHED MENTAL CAPACITY AND FEAR FOR MY DAUGHTERS LIVES AS

WELL AS THEIR SAFETY AND FUTURE THAT DERIVED FROM ALL THE SAME CONDUCT OF THREATS, INTIMIDATION, COERCION AND ULTIMADUM'S. NOW NOT ONLY AM I FEARFUL ABOUT EVERYTHING THAT'S BEEN DONE AND USED AGAINST ME BUT I ALSO WORRY AND FEAR THAT FOR ME STANDING UP AND FINALLY SPEAKING OUT ABOUT THE INJUSTICE DONE AGAINST ME, THAT I WILL BE DELT WITH MORE HARSHLY BY [REDACTED], WHEN ALL I HAVE EVER WANTED WAS TO GO TO TRIAL AND HAVE A FAIR OPPORTUNITY TO PRESENT MY CASE AND MY INNOCENCE THAT I HAVE NOW BEEN FORCEFULLY DEPRIVED OF AND REFUSED, BECAUSE I WAS MADE TO DO SOMETHING I DID NOT WANT BY PERSONAL AND ATTACKING THREATS AGAINST MY FAMILY. I AM ALSO OVERWHELMED WITH FEAR AND WORRIE ABOUT [REDACTED] DECISION TO DENY MY MOTION FOR CHANGE OF COUNCIL, BECAUSE NOW I HAVE A LAWYER WHO HAS ALREADY SHOWED NO RESTRAINT IN LYING, OR THREATENING ME OR USING PERSONAL INTIMIDATIONS, AND IS NOW DISGRUNTALED AND OUTRAGED BECAUSE I HAVE NOW MADE HIS MISCONDUCTS KNOW AND STATED HIS UNETHICAL BEHAVIOR AND TRANSGRESSIONS TO THE COURT AND BAR ASSOSIATION AS WELL AS [REDACTED] HIMSELF, SO IF CONDUCT LIKE THIS WAS ACCEPTABLE BEFORE I SPOKE OUT AND INFURIATED [REDACTED] WITH MY REPORTS AGAINST HIM, I DOUBT HE WILL BE ANY FURTHER WILLING TO ASSIST ME IN MY BEST INTEREST AND SERIOUSLY WORRIE ABOUT THE CONDUCT HE COULD INFLECT DUE TO HIS OUTRAGE AND HOSTILITY TO ME NOW.

Sincerely