

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 14-129

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Judge:

Complainant:

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**ORDER**

The complainant alleged a justice court and justice of the peace put him through unnecessary stress in resolving two traffic charges and that the judge improperly denied his request for a jury trial.

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 review, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: June 5, 2014.

FOR THE COMMISSION

/s/ George A. Riemer

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George A. Riemer  
Executive Director

Copies of this order were mailed to the complainant and the judge on June 5, 2014.

*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**

**COMPLAINT AGAINST A JUDGE**

Name: \_\_\_\_\_

Judge's Name: \_\_\_\_\_

**Instructions:** Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

I AM A YR VET

WITH

HAD TO USE MS WORD

TO FILL IT OUT.

PLEASE ACCEPT THIS,

NOTE - NO EXI

**BACKGROUND**

I AM JUST SENDING JUST THIS AMOUNT PAPER WORK TO POINT OUT THE IMPORTANT ISSUES.. LOOK AT **EXB - C-D-E-F**. THIS IS WHY THE COMPLAINT WAS FILED. THIS IS THE **SOP** [STANDARD OPERATION PROCEDURE] FOR THIS COURT. YOU ARE EXPECTED TO ACCEPT WHAT THE JUDGE SAYS LEGAL OR NOT. THIS HAS BEEN GOING ON LIKE THIS SINCE I MOVED IN TRI-COMMUNITY IN GUILY OR NOT THE COURT EXPECTS YOU TO TAKE THE PLEA..

I CALL IT ACCEPT THE PLEA OR THEY WILL GO AFTER ALL CHARGES. SO PEOPLE, GUILY OR NOT HAS TO ACCEPT IT OR THE FINE WILL BE FOR ALL CHARGES INSTEAD OF THE 1 FOR 2 PLEA OR HOW MANY YOU ARE CHARGED WITH.

**-CASE PAPER WORK-**

SUMMONS **EXB A**

[NOW A JUDGE IN IN WAS FIRST COUNTY ATTORNEY **EXB 1** , HE WAS GONE BEFORE MY FIRST COURT DATE.

THEN ON I GO TO COURT AND WAS NOW MY COUNTY ATTORNEY **EXB 2**

I MET AND WE TALKED AND HE SAID THAT I DID NOT DO ANYTHING WRONG, SO HE SET A COURT DATE TO DISMISS THE CASE. THEN HE WAS GONE BEFORE THE COURT DATE.

CASE WAS PUT OFF TO

ON WAS MY COUNTY ATTORNEY **EXB 3**

ALSO ON A MOTION FOR TRIAL **EXB B**

I ASK FOR JURY TRIAL- MOTION WAS DENIED UNDER RULE 18-.1 **EXB C**

I FILED MOTION TO CLAIRIFY HOW RULE 18.1 HAD ANYTHING TO DO WITH THE DENIAL OF JURY TRIAL **EXB D**

I RECEIVED THE ANSWER ON WITH AND ENVEPOLE. I CALLED THE COURT TO ASK WHO SENT THIS. THEY SAY LOOK AT THE ENVELOPE, THAT PROVES IT.. **EXB E AND EXB F**

I FILED MOTION TO CONTINUE **EXB G**

ON STATE ASKED TO DISMISS AND WAS GRANTED **EXB H**

**CONCLUSION AND COMMENTS**

THE COURT SHOULD OF FILED MOTION TO CONTINUE FIRST TO SEE IF THEY HAD A CASE INSTEAD OF ALL THE EXPENSE AND STRESS FORCED ON ME, BUT THEN THERE WOULD BE NO PLEA. NO CONVICTION FOR COUNTY ATTORNEY, NO FINES TO THE COURT. SHERIFF DID NOT EVEN DRIVE 1.4 MILES TO ISSIUE TICKETS OR CHECK ON

ME. DID HE THINK NO TICKETS WERE WERE NEEDED ?? I WAS SUMMONED TO GO TO COURT. CASE DISMISSED BECAUSE OF NO WITNESS?? OF COURSE THERE WAS NONE. I STILL HAVE NEVER TALKED TO THIS OFFICER, ON THIS CASE OR ANY TIME ELSE. WAS CASE DISMISSED AFTER I CHALLENGE THE AND I HAVE THIS PAPER WORK? AM I SUPPOSE TO BE CONTENT AND FORGET THIS AFTER THE MENTAL STRESS AND EXPENSE {MORE THAN BOTH FINES}. NOW DROP IT? THAT IS WHAT I MEAN ABOUT CHEAPER TO TAKE THE PLEA EVEN WHEN NOT GUILTY.

THIS IS WHAT THE HAS TO GO THROUGH HERE. THE JUDGES DOWN HERE HAVE NO LEGAL BACKGROUND, SO THIS HAPPENES ALL THE TIME. EXB C- E- F

IF THIS JUDGE HAS A LEGAL BACKGROUND, THEN WHY THE EXB C- E- F?? WAS THIS DONE ON PURPOSE OR LACK OF KNOWLEDGE OF THE LAW?

**RULE 2.5 [1] Competence in the performance of judicial duties requires the legal knowledge, skill, thoroughness, and preparation reasonably necessary to perform a judge's responsibilities of judicial office.**

**RULE 1.1. Compliance with the Law Impartiality and Fairness**

**RULE 1.2. [1] [5] Promoting Confidence in the Judiciary**

[1] Public confidence in the judiciary is eroded by improper conduct and conduct that creates the appearance of **impropriety**. This principle applies to both the professional and personal conduct of a judge.

**RULE 2.2. [2]**

Although each judge comes to the bench with a unique background and personal philosophy, a judge must interpret and apply the law without regard to whether the judge approves or disapproves of the law in question.

I CALLED THE COURT ON TO ASK WHO SENT EXB E. THEY SAY LOOK AT THE ENVELOPE, THAT PROVES IT.. **EXB E AND EXB F I SAID YOU WILL HAVE TO COME UP WITH ANOTHER REASON THAN RULE 18.1. I GAVE THEM A CHANCE TO CHANGE TO SOME OTHER REASON. WHAT ELSE CAN A DEFENDANT DO TO HELP THE COURT OUT? IS EXB E AND EXB F A LEGAL RESPONSE?? WHY ALL THE TROUBLE TO TO KEEP ME FROM A JURY? WAS IT SO I WOULD NOT EXPOSE THE ' PLEA LEGAL SYSTEM HERE? IT WOULD BE THE SAME JUDGE, COUNTY ATTORNEY. ONLY CHANGE WOULD BE THE JURY IN THE WOULD GET TO SEE HOW THINGS WORK HERE?**

I CAN NOT BELIEVE THE COUNTY ATTORNEY WOULD PUT HER BAR LICENSE IN JEPORDY BY WRITTING **EXB C**. HER "BOSS" CALLED ME TWO DAYS IN A ROW TO SEE WHY I WAS UPSET AT BECAUSE SHE DID DROP IT. BUT IT IS **EXB -C-D-E** THAT I WAS UPSET BECAUSE THEY WOULD NOT CLAIRIFY HOW **RULE 18.1** HAD ANYTHING TO DO WITH DENIAL OF JURY TRIAL . **EXB J** WAS THE NEXT MOTION I WAS GOING TO FILE, IT WILL EXPLAIN MORE.

ATTORNEY SAYS THEY DID NOT KNOW ABOUT **EXB -C-D-E**. SO I SAY THE JUDGE WILL SAY THE SAME..THE JUDGE ONLY FEAR IS YOU [CJC]. IT WOULD BE EASIER JUST TO GET ANOTHER ATTORNEY

THAN REPLACE A JUDGE.

ATTORNEYS FROM

I ASK, WOULD ANYONE AT THE CJC OFFICE, OR ANYBODY, LIKE TO GO THROUGH THIS KIND OF LEGAL SYSTEM LIKE WE ARE PUT THROUGH HERE IN THE THIS IS FOR, NOT JUST THIS CASE, THE WHOLE AND OUT OF TOWN PEOPLE THAT HAVE TO GO THROUGH THIS. OUT OF TOWN GETS IT WORSE BECAUSE THEY HAVE TO KEEP DRIVING BACK TO SO IT CHEAPER TO TAKE THE PLEA, EVEN IF NOT GUILY.

**FOOTNOTE—**

HOPE I GOT THINGS IN ORDER AND LABLED CORRECT.. I HAVE BEEN UNDER STRESS BECAUSE OF THIS.

PEOPLE HAVE WARNED ME THEY WILL GET YOU IF I FILE THIS, BUT IT IS TIME TO GET SOME HELP FOR EVERYONE IN THE TRI-COMMUNITY. I AM A AREA VET WITH SO I WILL TAKE MY CHANCES.

**Rule 14. Prohibition Against Retaliation**

I RESPECTFULLY THANK YOU FOR YOUR TIME.

[PLEASE EXCUSE THE ERRORS ON THIS SINCE I AM NOT A LAWYER, BUT I DO KNOW WHAT RULE 18.1 IS ].