

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-382

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge improperly denied his request for new 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.

The commission does not have jurisdiction to review the legal sufficiency of the judge's rulings. In addition, 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: December 17, 2014

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on December 17, 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

2014-382

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 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.

ON OR ABOUT DEFENDANT, WAS SENT
 TO THE COURT: STATE'S ATTORNEY
 STATED AT COURTS REQUEST; THAT THE STATE WAS NOT
 READY FOR TRIAL: AN THE DEFENCE WOULD STATE WHY:
 HE WAS NOT IN COURT ON HIS DEFENDANT BEHALF.
 DAYS BEFORE, IN A DIFFERENT COURT: THE CASE WAS
 SENT BACK TO THAT COURT ON THE WHICH WAS
 THE COURT THAT SENT CASE TO COURT; ALSO WHERE
 DEFENCE LAWYER FAILED TO APPEAR FOR DEFENDANT: THESE
 ACTIONS OR ON PART OF JUDGE AND DEFEND-
 ANTS LAWYER. DEFENDANT WAS AN DID ASK FOR NEW
 COUNSEL; CAUSE OF HIS COURT APPOINTED COUNSEL
 MADE FALSE STATEMENTS TO HIM AND THEN TOO THE
 COURT: AS WELL TO HIS CLIENT; REFUSING TO BRING
 OR MAKE AVAILBLE MATERIALS CLIENT ASK AS WELL THE
 COURT ASK. LEADING OR TRYING TO HAVE CLIENT BE-
 LIEVE FALSE FACTS OF LAW: SO IT WENT TO
 COURT AND BACK IN COURT OF JUDGE
 WHOM COURT I BASE MY COMPLAINTS;
 ABOUT DAYS ABOUT
 APPOINTED ME THE DEFENDANT NEW
 COUNSEL; WHOM I MEET IN COURT ABOUT
 DAYS AGO: HE THEN MADE FALSE STATEMENTS TELLING
 ME THE HE TRYED TO VISIT ME AT JAIL:

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Not seconds later he told the court he went to jail as the room was taken, so they reset the court date that he might visit. I tried to tell the court then of his statement however it was a judge was out. Upon the visit he brought not the plea agreement and materials I've asked before he appeared over the phone. Also he made false statements of laws: Judge told me I will not get a new lawyer when he appointed my lawyer; it's not me! I can't make someone else's job! I can't confide in this law for those facts stated! Judge wants to gag order me, so the state can win; no witness called on my behalf, he's mooting the record of my defence say I want help a lying attorney; Justice demanded I get counsel to bring a defence on my behalf. And if a lawyer doesn't do his job he needs to be replaced judge as well! What judge would allow a lawyer to lie to the court and his client and make false statements of laws: Judge I wasn't allowed at court New date I suppose I'll be gaged then also.