

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-008

Judge:

Complainant:

ORDER

The complainant alleged a superior court commissioner improperly denied his requests for new counsel and to represent himself in a criminal case.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the commissioner 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 judicial officer'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: February 11, 2015

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the commissioner on February 11, 2015.

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

2015-008

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.

An investigation is relevant and by the filing of this complaint by my-
self In order for this commission to properly understand
the nature and merit of the claims a review of this Docket and of
the Motion To Change Counsel and Motion To Proceed as Filed under
that "Docket" in direct association under criminal case number
_____ and _____ in the jurisdiction of the
County _____ Court is warranted.

In accordance with Rule 1.3 of 17C A.R.S. Super. Ct. Local Prac. Rules,
Maricopa County Rule 1.3, AZ ST MARICOPA SUPER CT Rule 1.3 I've filed an
Motion (with various supplemental motions) to change counsel of
my defense attorney under the above titled criminal case no. also
to proceed as For the discretion of this commission I have an
obvious conflict of interest with this defense attorney whom is also
the Defendant in the 9th Cir. Court of Appeals under Harris J. Tosta,
Docket No. _____ -D.C. No. _____ SRB-DCL. On the dates
of _____ and _____ and _____ * see attached Document*
an _____ in an "abuse of the contempt pow-
er" and abuse of discretion denied these motions without hearing.

Such action have materially prejudiced criminal case no. _____
On or about the date of _____
this judge Ruled as a Motion to Proceed as _____ all of
which has materially prejudiced the above titled criminal case
no. _____
The _____ is an judge residing over the

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criminal case no. _____ currently in the
Rule 11 of the Arizona Rules of Criminal Procedures court for mental exam-
ination - there was an abuse of discretion for ruling on any Motion
the Defendant has filed in an attempt by the sixth Amendment to
the United States Constitution to ride himself of an ineffective and
abusive counsel to his defense by statute, see Criminal Law
110XXXII(B) Right of Defendant to Counsel; Criminal Law 110XXXII(B)
10 Public Defenders; Criminal Law 110K 1840 K. In General, Most
Cited Cases.

An conflict interest as arised with this
behind this misconduct stated in this complaint. An
Investigation of the subject matter Defendant has raised in the
Motions to change Counsel - shall condemn the finaction s/by
this as an willfully and under color of law
to deprive an U.S. Citizen of his constitutional rights with which
is an criminal violation pursuant to 18 U.S.C. § 242; Screws v.
United States 325 U.S. 91, 65 S.Ct. 1031, 89 L.Ed. 1495 (plurality opinion)
; any reasonable enquiry shall give notice of the importance of the
Defendant's filing with Motion to change Counsel and for there-
fore an outright denying those motions has also violated Defendant's
due process protection; under the Due Process Clause under the Four-
teenth Amendment to the United States Constitution with guarantes the
Defendant by such State misconduct(s).