

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 15-061

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court judge arbitrarily awarded indigent defense contracts, harshly sentenced a defendant, filed an unsubstantiated bar complaint, encouraged criminal defendants to file lawsuits, and favored individuals of the same religion as the judge.

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: August 11, 2015

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 August 11, 2015.

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



Dear

I have drafted an outline of supplemental information in support of my complaints regarding misconduct and civil rights violations committed by County and County Judge, Hon. . Please let me know if you require additional information.

I. Judicial misconduct; conflict of interest; constitutional and due process violations.

The and judge, determines who is . He also arbitrarily determines and . All are reliant upon the

II. Judicial misconduct; conflict of interest; constitutional and due process violations.

Judge , directed former (now retired) to find cause to arrest and charge with subsequent felonies that would result in substantial incarceration. was a resident of , charged with multiple drug related felonies, and arraigned before Judge . The Arizona Commission on Judicial Conduct issued an official reprimand for prejudging and mistreating . The reprimand was issued

filed a complaint on claiming “pre-judged” his case, threatened to throw in jail if didn’t use a court-appointed defense attorney and made inappropriate remarks including suggesting “ if was unhappy with the proceedings. The Arizona Commission

on Judicial Conduct has issued an official reprimand of  
 Court Judge \_\_\_\_\_, over statements \_\_\_\_\_ made at a \_\_\_\_\_ trial.

\_\_\_\_\_ recused himself from \_\_\_\_\_ case after he was officially reprimanded. I was appointed to represent \_\_\_\_\_, a \_\_\_\_\_ previously sentenced to adult felony probation for drug-related felonies. \_\_\_\_\_ was aware that \_\_\_\_\_ had a friendship with \_\_\_\_\_. \_\_\_\_\_ informed me that at the time of her arrest for probation violations and subsequent drug-related felonies, \_\_\_\_\_ informed her that Judge \_\_\_\_\_ wanted \_\_\_\_\_ to “\_\_\_\_\_” \_\_\_\_\_ offered \_\_\_\_\_ immunity from prosecution if she was able to implicate \_\_\_\_\_ in a sale of a dangerous drug. After I was appointed to represent \_\_\_\_\_ informed me that Judge \_\_\_\_\_ directed him to find a way to send \_\_\_\_\_ to prison and “\_\_\_\_\_” I don’t believe \_\_\_\_\_ was aware of \_\_\_\_\_ apparent motivation in subjecting \_\_\_\_\_ to imprisonment.

\_\_\_\_\_ did not enter into any agreements with the state which would require her to provide evidence against \_\_\_\_\_. For her refusal, she was sentenced harshly for her probation violations. I informed \_\_\_\_\_ County Attorney, that many of \_\_\_\_\_ learned of \_\_\_\_\_ influence over \_\_\_\_\_ and that I was \_\_\_\_\_ involving \_\_\_\_\_. \_\_\_\_\_ later \_\_\_\_\_ informed me that \_\_\_\_\_ wanted to \_\_\_\_\_ As I walked into \_\_\_\_\_ office, \_\_\_\_\_ his partner, \_\_\_\_\_, and Judge \_\_\_\_\_ were seated, waiting for me. \_\_\_\_\_ accompanied me \_\_\_\_\_. There was a brief conversation wherein \_\_\_\_\_ spoke of the gossip in a small town and that all of us in the room were \_\_\_\_\_ susceptible to damaging gossip. \_\_\_\_\_ then asked me about the gossip in the jail regarding him and \_\_\_\_\_. I informed \_\_\_\_\_ that I was not aware of gossip but that I had conversations with \_\_\_\_\_ wherein \_\_\_\_\_ informed me of \_\_\_\_\_ directives regarding \_\_\_\_\_. \_\_\_\_\_ immediately raised his voice and accused me of “\_\_\_\_\_” When I confronted \_\_\_\_\_, asking him to explain his accusation, \_\_\_\_\_ ended the meeting. \_\_\_\_\_ stood up, looked directly at me and said, “\_\_\_\_\_” \_\_\_\_\_, and \_\_\_\_\_ agreed while I remained silent, looking directly and \_\_\_\_\_.

Soon thereafter, \_\_\_\_\_ demeanor toward me became increasingly adversarial. My \_\_\_\_\_ explained that due to a conflict I had with a \_\_\_\_\_ at the jail, \_\_\_\_\_ by the \_\_\_\_\_. It is well-established that Judge \_\_\_\_\_ determines who is \_\_\_\_\_ has the power to increase or

decrease at any time – he can increase or decrease  
 arbitrarily. In my nearly years as a the  
 never involved themselves in decisions about

is currently serving a but is eager to tell her story.  
 is still employed as a and recently informed me that  
 Judge was granting petitions for post-conviction relief filed by  
 . He further informed me that openly encourages these defendants to

- III. Health Insurance Portability Act (HIPAA) violations. After I did not agree to disregard what I learned about Judge directing a law enforcement officer to impose individuals, there was a joint investigation involving medical provider, Local law enforcement with assistance from the Drug Enforcement Administration, initiated an investigation wherein supervising physician attempted to gather evidence of criminal conduct against . The doctor while meeting with in his office. There was no evidence of wrong doing; however, the doctor also

At that time I was receiving for a  
 . Soon  
 thereafter, special prosecutor and former made  
 several comments to me regarding the and that I should be  
 mentioned to me  
 that I should consider seeking Private investigator  
 and local informed me that Judge called him into chambers to  
 discuss and ask if I was

It was obvious that and  
 others. In Judge informed the that he thought I was . An  
 investigation was conducted and ; however, when I left  
 County, filed a again alleging former  
 and county  
 , also filed alleging  
 and other . All allegations were false and have not been  
 substantiated or recognized also  
 filed petitions for post-conviction relief claiming in exchange for release  
 from imprisonment from the county

prosecutor, informed me that [redacted] was granting all petitions [redacted] and

IV. Title VII violations. Disability: I have [redacted] due to my [redacted]; however, I also have a [redacted]. My [redacted] and that of my [redacted] required that I [redacted] but did not compromise [redacted]. I was the only [redacted] who was [redacted]. Judge [redacted] hired [redacted], traveling from [redacted]. The vast majority of judicial and [redacted] employees [redacted]. The only other [redacted] is a [redacted]. I was the only [redacted] and was [redacted].

V. Retaliation. When I did not agree to disregard the information regarding influence on local law enforcement, my [redacted] my [redacted] was accessed and disseminated among [redacted] including the [redacted] and other [redacted], and false allegations of unsubstantiated [redacted] were [redacted]. Judge [redacted] is actively encouraging [redacted] to [redacted]. Judge [redacted] and [redacted] he [redacted], have filed [redacted] numerous [redacted] against me alleging [redacted]. The [redacted] also joined Judge [redacted] and [redacted], reciting the same unsubstantiated allegations of [redacted].

VI. Abuse of Power/Fraud. An investigation of [redacted] and the [redacted] will reveal a never ending list of corruption that disenfranchises [redacted] and [redacted] and robs individuals of their due process rights. The following are only a few examples of how the system operates.

- [redacted] is an employee of [redacted]. In my time in [redacted], I learned that Judge [redacted] travels [redacted]. He recently traveled [redacted]. [redacted] has been employed as the [redacted] the court. More recently, [redacted] was also given the position of [redacted]. The positions are both [redacted]. It is my understanding that [redacted] had no previous experience in [redacted].
- Judge [redacted] is the [redacted] President of the local [redacted]. He is employed by Judge [redacted] as the Judge [redacted]. He is also the City of [redacted]. Often times, if Judge [redacted] is stricken from a case or recuses himself the matter is reassigned to Judge [redacted]. Judge [redacted] is employed by [redacted] and any conflict of interest would transfer to him.

**THE COMMISSION'S POLICY IS  
TO POST ONLY THE FIRST FIVE  
PAGES OF ANY DISMISSED  
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE  
REMAINDER OF THE  
COMPLAINT IN THIS MATTER,  
PLEASE MAKE YOUR REQUEST  
IN WRITING TO THE  
COMMISSION ON JUDICIAL  
CONDUCT AND REFERENCE  
THE COMMISSION CASE  
NUMBER IN YOUR REQUEST.**