

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 15-216

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court judge ignored evidence of misconduct by the state and was retaliating against a criminal defendant. The complainant also alleged another superior court judge did not take action in his capacity as presiding judge over the alleged improper acts of the first judge.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judges 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 officers' rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judges did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: September 10, 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 two judges on September 10, 2015.

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

1 **Dated:**

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3 **To: State of Arizona Commission**  
4 **On Judicial Conduct**  
5 **1501 W. Washington Street, Suite 229**  
6 **Phoenix, Arizona 85007**

7 **From:**

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10 **RE: Request to file a judicial complaint against Judge**                      **for retaliation and covering for unethical**  
11 **and illegal conduct by a**                      **in a**                      **and subsequent hearing by ordering evidence of that conduct**  
12 **be destroyed and her failure to act on that evidence.**

13 My name is                      and my                      has been in Jail at                      for                      I  
14 have filed multiple complaints against Judge                      in relation to her conduct in my                      case and each one of  
15 my complaints has been dismissed by the commission and the reason being that don't have jurisdiction.

16 About                      I submitted a detailed report to Judge                      listing with referencing documents how the  
17                      lied during a                      Hearing. I also listed in a detailed report how the                      tech lied during that  
18 same hearing.

19 In that same report to Judge                      I listed documents, department policy's and reports to prove that not only did the  
20                      and                      lie during the                      Hearing but that officers lied during subsequent hearings on admissibility of  
21 evidence.

22 I have attached some of those documents I sent Judge                      and her response. Judge                      ordered that the instant  
23 complaints I filed be removed from the case file and destroyed. Judge                      ordered that no documents be accepted  
24 from me in this case without her permission.

25 As stated before I have been complaining about Judge                      ignoring request for documents for documents and I  
26 have filed complaints about the court with holding documents, the lack of                      treatment for my                      and the  
27 overall treatment of                      from the being of this case.  
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1 So in this instance where I submitted documents to the court I was very thorough, I have [redacted] detectives  
2 throughout the years and went through considerable expense putting together information on the treatment and  
3 conduct of the [redacted] and [redacted] involved in

4 So with this last complaint and request for assistance I sent to the judge for her to order its destruction without  
5 looking into the matter shows that she is lock step with the conduct of the officers and [redacted] I gave the judge  
6 proof that officers engaged in misconduct including lying on the stand.

7 I provided printed court transcripts of their statements, copies of their reports and copies of the department's  
8 policy's they violated. The judge's response to the information I sent her has been hostile and appears retaliatory as I  
9 have been saying from the beginning of this case.

10 I have attached copies of the reports I sent the judge. My [redacted] has suffered tremendously [redacted] and he rights have  
11 been constantly violated. In the [redacted] we have found out that officers withheld information on prints  
12 they took.

13 Officers lied about [redacted] of the incidents, officers [redacted] about their actions in relations to this case including a lab  
14 how also omitted valuable information from his lab reports, we have found out there are no [redacted] of critical  
15 pieces of evidence as [redacted] claimed there were photos. A person should not be afraid of bringing to the attention  
16 of a presiding judge the wrongful conduct of officers of the court and states witnesses.

17 This judge throughout evidence of wrongful conduct by states witnesses and she is going to retaliate against  
18 in this upcoming sentencing hearing. Through my [redacted] stay at the [redacted] I have filed complaints with the  
19 commission on Judge [redacted] for not ordering [redacted] for him.

20 My [redacted] has documented [redacted] and [redacted] they just started treating him for anxiety in the jail this last  
21 month and he has been so much better. The judge is going to use prior minor incidents [redacted] as an excuse to  
22 give him the maximum term

23 This judge has refused to order treatment for him in the beginning and throughout his stay. And is going to use his  
24 violations as a reason to give him the maximum sentence. So when they could have been helping him they refused  
25 almost like a set up for failure.

26 This judge has been biased from the beginning and her conduct when show clear evidence of officers of the court  
27 and police staff engaged in lying should cause alarms but it doesn't. I sent a letters to Judge [redacted] who is the  
28 presiding judge in [redacted] and he did nothing. How is this allowed to happen, this judge is retaliation against us for  
bringing issues to her attention.

1 Not only is she retaliation she is destroying evidence. I am once again bringing this to the attention of the  
2 commission. There appears to be no one in charges of ethical standards in for judge's conduct. I believe this  
3 judge will continue to retaliate against my son for the complaint that have been filed against her. I believe that  
4 someone sooner or later will help us, and will read our complaints. I have detectives and spent  
over investigating my son's case.

5 And when we presented evidence to her that as well as the provided false and misleading  
6 testimony, evidenced and tampered with evidence she ordered all that documentation to be removed from the case  
7 file and destroyed. This judge did not order that a separate investigation into the allegation be started she ordered it  
8 to be destroyed. It is as if they have and the actions of the police, the DA and the  
Judge don't matter in this case.

9 I have presented documented case file reports, a lab reports, police policies and officials  
10 transcripts to support my allegations and the judge's orders them to be destroyed. Everyone if afraid of what the  
11 judge might do now I am asking that the commission do something. Evidence of wrong doing by officers  
12 of the court was ordered destroyed without even so much and a once over this is not right I am asking for help  
again. I have the supporting documents I sent the judge if the commission would like to look at them.

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16 Sincerely  
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