

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-233

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge improperly failed to dismiss a juror, allowed improper evidence to be considered by the jury in his case, and made inappropriate comments at his sentencing.

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: September 30, 2015

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 September 30, 2015.

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

I understand the commission cannot reverse court orders or assign a new judge to a case.

I declare, under penalty of perjury, that the foregoing information and the facts I have provided upon which my allegations of judicial misconduct are based are true and correct.

Signature: _____

Date: _____

INSTRUCTIONS

Use the following space or plain paper of the same size to explain your complaint. Explain why you believe what the judge did constitutes judicial misconduct. Be specific and list the names, dates, times, and places relevant to your allegations. Additional pages may be used and relevant copies of documents may be sent with your complaint (please do not send original documents). Use one side of each page only and write legibly or type your complaint. Please keep a copy of your complaint for your records.

My name is _____ I had an
 trail starting _____ On _____ the
 Jury went into deliberation. Once dismissed for the day
 Jury approached the _____ she was crying and
 upset and told the _____ she wasn't able to continue
 to serve. This case was too much for her because
 she had a _____ The _____ told #
 that she was required to return to the jury room
 on _____ and she could ask to be
 dismissed by the judge. Juror # _____ (identified
 as the _____ was still in the jury room and
 heard the conversation. Juror # _____ waited by
 the elevators for # _____ They walked out together
 and had an undetermined length of conversation.
 # _____ called the _____ and told her that # #
 had a conversation and # _____ agreed to stay on
 the jury. On _____ the judge played the recorded
 message from # _____ to the _____ He then called
 # _____ in the court room and questioned her. She said

They had a conversation outside the ~~the~~ jury room but did not talk about the case. The Judge then called # in the courtroom and questioned her. She said they had a minute conversation outside the courtroom but did not talk about the case. The integrity of the Jury was compromised. Juror # was not dismissed and the alternate was not brought in ~~to~~ replace # to restore trust. The discrepancy between the two Jurors length of conversation lead to mistrust.

slide # (marked as evidence) was used Multiple times to illustrate with shift. no patient information, date, time or location was on this image. All other images had complete information including the date and time. Defense objected the Judge over ruled. This particular image was used by the state to have Doctor's identify the meaning. The slide # should not have been allowed by the Judge it was not marked and identified with any information.

The Judge allowed state witnesses and to give expert opinions of clearly it was beyond the scope of most doctor's that testified of their level of education, training and area of expertise.

Sentencing on of reckless me

I was found guilty on The Judge said to

Its unbelievable that he is allowed to conduct his Court Room this way.

I am sentenced to _____ for crimes I did not committ. I am now in the process. I really feel like I am risking a chance by filing this complaint. I am also convicted to the truth, for it to be heard. I have attached