

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-140

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge was biased against him, did not give him notice of his rulings, and did not timely rule on his post-conviction relief matters.

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(a).

Commission member Peter J. Eckerstrom did not participate in the consideration of this matter.

Dated: July 13, 2016

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 July 13, 2016.

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

2016-140

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 _____ my petition for post conviction was filed _____ on _____
The Judge had 20 days to enter his order according
to the Arizona rules of criminal procedure rule 32.5

IT has been _____ months
The Judge has purposely delayed my proceedings since it was the
that reversed his order. The court judge has
acted extremely bias

While the alleged victim has recanted
stating that the prosecutor _____ which is no longer
a prosecutor. Threatened and coerced him. Along with the detective
and also testifying to this on _____
The judge
has not taken any action, by contacting the state BAR.

The petitioner has also attempted to proceed proper to raise
the detective's on going misleading and manipulation the
Judge, has been made aware of all misconduct. The Judge
has denied this right to petitioner without giving the petitioner
a notice and reason through minute entry's

This is not the first time the Judge has dismissed or denied
the petitioner's proceedings and failed to give notice. The
Judge did this with petitioner's first rule 32 proceedings when
p.c.R Council was _____ and on petitioner's

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p.c.r. proceedings where petitioner raised this actual
innocence claim.

The problem is the judge's failure
to follow the rules of criminal procedure has caused
undue delay this case was remanded in

The second problem is the judge's ongoing failure
to notify petitioner of denying his motion gives
reason to show that this is an act of extreme
bias and prejudice since it is the time.