

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-284

Judge:

Complainant:

ORDER

The complainant alleged two superior court judges have violated his right to a speedy trial in his criminal case.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judicial officers 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 judicial officers 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 Gus Aragón did not participate in the consideration of this matter.

Dated: November 23, 2016

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judicial officers on November 23, 2016.

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

RECEIVED

()

Comp
2016-284

To Whom it may Concern,

My name is _____ . I am writing to inform you of some issues I am having with my case. I have been trying, unsuccessfully, to take my case to trial. I have records showing that I told my lawyer that I no longer wished to waive time since _____ . The prosecutor in my case has been reluctant to release all of the evidence and medical records listed in the discovery causing farther delays. I went before the _____ at the beginning of _____ where time was waived against my consent to have the trial _____ . That was the day both the prosecutor and defense attorney said they would be ready by _____ . I went before _____ yet again, and because the prosecutor has a wedding and vacation time coming the last _____ of _____ they pushed my next date to set a trial date to _____ . I have been here for _____ and want to go to trial. I have children of my own I have not seen in over _____ and I got my trial pushed back because the prosecutor wants to go to a wedding? The judge is aware, that as my lawyer stated, our expert was available _____ to come testify. By pushing me out _____ when she was already aware that I did not wish to waive time, she is violating my Constitutional Rights that she took an oath to uphold. I believe that is Rule 1.1 of the Arizona Code of Judicial Conduct. I also have an issue with my case _____ when I went to my bond hearing before him he did not apply Rule 2.3(c) when the prosecutor decided to engage in harassing and trying to create a bias against my family as they sat there in the pews behind me, without providing any

sort of evidence to her claims. She told the judge that my family are enablers who care not for the law, and find this whole thing to be just a joke. One of my brothers sitting in the pews is a
Clearly she knows nothing of my family and has no evidence to back up her claims. The prosecutor has also told me that she will convict me without a " " That was in front of the judge as well. These judges do not promote confidence in the judiciary system (Rule 1.2). If there is anything you can do to help me out with these issues, I would greatly appreciate it. I would greatly appreciate a reply to confirm receipt of this letter, thank you. I go back to court in front of

Sincerely,

To Whom it may Concern,

My name is _____ and I am writing you
to place a complaint upon one _____ I have been before
her twice, once _____ At the first hearing
I informed her that I did not wish to waive any time, and she spoke
to both my defense lawyer and the prosecutor as to when a realistic
trial date would be and waived time until _____ for my
trial. Or _____ I went before _____ where my defense
attorney told her that our expert would be available
and the prosecutor told her that she had a wedding the last two
weeks of _____ and then against my consent, proceeded to push
another _____ waived by the defense. I have been pressing for
trial since _____ and have been detained at the
_____ since _____ The case management
and _____ all violate the Arizona Code of Judicial Conduct.
I have made it known in all my court hearings that I do not
wish to waive any time since _____ They
have all violated Rule 1.1, 1.2, 2.2, 2.3, and I am sure many
others. They were sworn to protect Constitutional Rights in
the court room, and mine have been violated numerous
times. Any help that you could provide on these matters
would be greatly appreciated.

Thank You,