

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-037

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge improperly refused to appoint her new counsel, and improperly refused to reduce her co-defendant's bond in a criminal case.

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(a).

Dated: April 4, 2018

FOR THE COMMISSION

/s/ Margaret H. Downie

Margaret H. Downie
Executive Director

Copies of this order were distributed to all appropriate persons on April 4, 2018.

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

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2018-037

On [redacted], myself; [redacted]
[redacted], and also [redacted]
were arrested. [redacted] & myself were charged
with theft of means and [redacted]
were charged with burglary.

On [redacted] ~~was~~ mailed to [redacted], in
a personal letter, that he would consider
new representation for me becu^z I was
concerned about my representation, my
rights and my options for a resolution
to the charge^s of theft of means.
I was denied. I also informed my
assigned attorney that I would like a
new representative. I wrote a second
letter with the [redacted] [redacted]
[redacted], and the judge again on [redacted]
becu^z [redacted] said he had
not got my mailed letter. Well I was denied.
~~and~~ another representative. Well, all that
is fine but also asked for a bond reduction
~~that~~ on [redacted] [redacted]
and was denied the judge, thumbing
through [redacted] papers, he stated his
charges weren't really that bad, and
that [redacted] wasn't that much for his bond
and bond would stay at [redacted]. That com-
ment of [redacted] wasn't all that much, was
offensive to me. [redacted] & I are homeless,

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job less, and moneyless. When he said [redacted] wasn't really that much, he might as well said his bond was [redacted] being both them amounts are more than I got.

Another thing I asked my attorney was, why are [redacted] & I still being persued for prosecution when I gave just cause and the just cause was proved by [redacted] [redacted] that my attorney hired. Well the [redacted] said he didn't want my witness any where near the courts, that I was lucky the prosecutor did not know about my witness & her statement.

Now I'm asking the judicial system for fairness. At our last court, on [redacted], we were informed that trial would start [redacted]. Also, my attny. [redacted], stated to me "your going down" when we left the court room. Now, I am scared, and still confesed, I always thought it was innocent until proven guilty, not I have to prove my innocence - which I have given just cause. Well, also, Mr. [redacted] told me - well you should know, you don't have to testify

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The lawyers, [redacted] and his [redacted] have made me feel they are pressuring me into saying I committed a crime. They don't want me to take my case to trial, they think I should take probation and that if I loose at trial I will be facing prison time. ^{probation} ~~no longer available~~

I gave just cause, it was proven and they otill continue the persuit of justice were justice is not due, When I first spoke with [redacted] the option of trial was not even presented to me.

So Im asking for the charges against [redacted] & myself, be dismissed. I gave reasonable doubt & for this why should I still be prosecuted,

Signed,

[redacted signature]

[redacted address]

So my complaint is That [redacted] broke RULE 3.1 comment 3 and 4