

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-161

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge denied his right to petition the government to redress a grievance.

The responsibility of the Commission on Judicial Conduct is to impartially determine if a judicial officer 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 a judicial officer's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judicial officer 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 George H. Foster, Jr. did not participate in the consideration of this matter.

Dated: August 23, 2018

Copies of this order were distributed to all appropriate persons on August 23, 2018.

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

2018-161

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.

I have a complaint regarding a decision made by the Honorable _____ justice for the _____ county, which carries the consequence of preventing me from petitioning the government to redress a grievance I have. This decision was made in Judge _____ official capacity as a judge, but at the same time it was made outside of the judicial process. In fact, I was never even in the presence of a judge at any point in this process. The judicial process ~~all~~ involves allowing me to give legal arguments and to be able to respond to counterarguments. This aspect of the judicial process did not take place. My complaint is that the judicial process did not occur in the events of this judicial decision and that the decision is undeniably in conflict with my right to petition authority to hear out my grievance and to receive a ruling resolving the issue. The events that took place are as follows:

On _____ I went to the _____ at _____ in order to file a _____ complaint through a court clerk. During the process I asked if I refused to pay the filing fee would that prevent me from going before a judge with my complaint. I was told _____ and so I _____ I improperly filled out the paper-work but also included a _____ that I authored. The petition explained that it is my right to petition authority to redress my grievances and that denying me this right for monetary reasons is unlawful. I was sent to judge _____ that he

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may make a decision about it, and I handed over _____ or
_____ the document _____ along with the
arguments for why it is my right and the courts duty to allow me
to bring a dispute before the courts, and they were returned to
me with _____ denied. The document for
_____ was the thing preventing me from filing my complaint,
and by _____ I was prevented from exercising my right
to petition the government to redress my grievance. I wish to argue
before a judge the wrongness and the unlawfulness of denying this
right, but this unlawful ~~procee~~ procedural issue is preventing me
from filing a _____ complaint on the matter. Included are written
arguments concerning my right to bring a grievance before the courts
that I handed over with the _____ to Judge
_____. Not allowing me to bring these arguments before a judge
in a forum that allows for the legal process to take place was an
injustice. Not providing a legal argument for why the arguments I
submitted were not valid and in so doing explain why they failed to defeat
the legal requirement _____ was an injustice. How
can I even know if the judge deliberated over the arguments? Not
permitting me to give legal arguments before a judge in legal matters with
which I am involved is illegal and immoral. Please allow me to
~~argue~~ argue this matter before a judge in the court of law. It
is my right to do so. → continued page 4

Continued →

My rights cannot be bought. They cannot be sold. They cannot be bartered away. They are not granted to me by authority. They are inalienable. They exist inherently as a product of being an entity with will and the powers of reason.