

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-284

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge engaged in improper demeanor and made improper rulings in his criminal cases.

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 Art Hinshaw did not participate in the consideration of this matter.

Dated: December 19, 2018

Copies of this order were distributed to all appropriate persons on December 19, 2018.

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

CONFIDENTIAL

Arizona Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, Arizona 85007

FOR OFFICE USE ONLY

2018-284

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 HAD . Judges SINCE THE, CASES AGAINST ME
 BEGAN ON, , Judge . , Judge , THE PRESIDING
 Judge, . and FINALLY, Judge EACH
 HAVE BEEN CHANGED AT THEIR WHIM, WITH NO OFFICIAL
 WRITTEN INPUT OR NOTICE TO ME, DECIDED "IN CHAMBERS".
 WHEN Judge WAS MY JUDGE, SHE MADE COMMENTS AT
 HEARINGS STATING HER BELIEF OF ME BEING GUILTY AND THAT I
 WAS WASTING THE COURTS TIME. (THAT WAS IN CASE
 WHICH WAS ULTIMATELY DISMISSED WITH PREJUDICE.)
 I HAVE CONTINUALLY ASKED EACH JUDGE TO TRY MY CASES
 IN THE ORDER OF THEIR ALLEGED OCCURRENCE ONLY TO
 BE TOLD I HAVE NO VOICE IN THE MATTER. Judge
 , WHO IS NOW HEARING CASE(S) IS DOWNRIGHT
 ANTAGONISTIC WHEN I REMIND COURT THAT I HAVE
 THAT RIGHT. I MEAN GETS THIS LOOK ON FACE,
 "MEAN" and THEN DOES THAT TAUNT KIDS DID IN ELEMENTARY
 SCHOOL, NA NA NA ROCKING HER HEAD SIDE TO SIDE.

I'M HAVING ISSUES WITH MY 'ASSIGNED' ATTORNEY(S)
FIRST ONE CHANGED. (DURING MY TRIAL),
NEXT ONE QUIT BECAUSE HE WASN'T BEING
BY THE COUNTY, (HIS WORDS), and MY PRESENT ONE JUST HAS
TOO MANY CASES ASSIGNED HIM TO DO HIS JOB. HE WILL
NOT FILE ANY PLEADINGS, SUBPOENAS, MOTIONS, BRIEFS,
WHATEVER, JUST CONTINUES TO ALLOW THE COURT and THE
STATE TO WALK ALL OVER US.

I FILED A MOTION TO SELF REPRESENT, PRO PER,
JUDGE IGNORED THE MOTION. I FILED ANOTHER RE-
QUEST FOR THE SAME. IGNORED IT ALSO. WHEN
I MENTIONED IT JUDGE THREW A TESSIE FIT IN COURT,
AGAIN DENYING. I ASKED FOR TRANSCRIPTS OF EVERY
COURT APPEARANCE I ATTENDED PERTAINING TO ALL
CASES. (), VERY MEANLY
ROCKING. HEAD SIDE TO SIDE, SAYING,

" I ASK FOR A COPY OF MY TRIAL AND APPEALS
TRANSCRIPTS FOR YEARS AND MANY REQUEST. AGAIN
SAYS I DON'T NEED THEM. FINALLY TELLS MY
ATTORNEY TO PROVIDE THEM. (THAT TOOK MONTHS TO
GET INTO MY HANDS). I ASK FOR MY 'COMPLETE' FILE ON
MY CASES FROM THE, (CAUSE THEY WON'T
GIVE IT TO ME), DOCUMENTS and CORRESPONDENCE I NEED
FOR MY DEFENSE, AGAIN WON'T ISSUE THE 'ORDER'
SAYING I DON'T NEED THEM. IN OTHER WORDS

ANYTHING I NEED FOR MY DEFENSE, Judge
SAYS I DON'T NEED. DOES NOT GET TO MAKE SUCH
A DECISION OR ASSUMPTION. SHOULD HELP IN
ANY REASONABLE WAY TO 'ORDER' WHATEVER MAY
HELP ME PROVE MY CONTENTIONS.

REFUSES TO ALLOW ME TO REPRESENT MYSELF.
HAS MY REQUEST TO SELF REPRESENT ON
DESK HELD IN ABEYANCE - WON'T HEAR IT.
RECENTLY DISCUSSING MY UPCOMING TRIAL DATE
GAVE IT A DAY LIMIT. I REMINDER
THE LAST TRIAL THE SAME TRIAL TOOK MONTHS,
AND I THOUGHT THIS ONE MIGHT BE LIKE days.
said. would MAKE SURE IT DIDN'T TAKE
MORE THAN days, THAT would NOT ALLOW ANY
MOTIONS IN COURT LIKE THE LAST TRIAL IN THE
PRESIDING JUDGES COURT, Judge .

I WANTED TO HIRE PERSONALLY A PRIVATE IN-
VESTIGATOR TO SEARCH AND LOCATE WITNESSES FOR IN-
TERVIEW. HE ASKED ME TO ASK Judge TO
ALLOW AN 'ORDER' FOR HIM TO WORK ON MY
CASE(S). I SENT A PLEADING TO THAT EFFECT TO
. SAYS NEVER GOT IT. THEN SAYS I DO
NOT NEED AN INVESTIGATOR - PROSECUTOR SPEAKS
UP SAYING IT IS JUST A STALLING TACTIC. (THIS FROM
THE VERY PERSON WHO SABOTAGED MY TRIAL

BY FILING A SPECIAL ACTION APPEAL and STAY IN THE MIDDLE OF TRIAL, COSTING ME MY JURORS, (ONLY WERE LEFT), and THEN BECAUSE OF THE 'STAY' IT COST ME MY ATTORNEY DUE TO PREVIOUS COMMITMENT!

MY THINKING WAS FOR ME PAYING THE INVESTIGATOR HE'LL DO WHAT I NEED DONE, NOT WHAT THE GOV'T., IF THEY'RE PAYING, HAVE HIM DO. (NOTHING).
JUDGE HAS ANOTHER LITTLE TANTRUM ON THE BENCH REFUSING TO ^{ALLOW ME TO} HIRE AN INVESTIGATOR. INSTEAD AGAINST EVERYTHING I ASK, ^{ALSO AGAIN} REFUSES TO ALLOW ME TO REPRESENT MYSELF, (WITH AN APPOINTED ATTY. TO ASSIST), AND ORDERED MY CURRENT ATTY. TO HAVE THE OFFICE ASSIGN AN INVESTIGATOR TO HIM. TAKING CONTROL OF MY CASE(S) AWAY FROM ME AND TO CONTINUE TO SADDLE ME WITH AN ATTY. WHOM I HAVE REPEATEDLY STATED I HAD A CONFLICT WITH. I NEED A COPY OF THE TRANSCRIPTS OF EVERY COURT APPEARANCE AS A PART OF MY DEFENSE, (AS WELL AS TO PROVIDE YOU A COPY), BUT DOES NOT WANT ANYONE TO SEE WHAT WAS ACTUALLY SAID DURING THOSE HEARINGS. I WISH I HAD A VIDEO OF THEM SO YOU COULD SEE ^{DE-}MEANOR. IN MY LAST COURT APPEARANCE THE STATE

MADE A STATEMENT THAT THEY HOPE, EXPECT FOR
A VERDICT IN THE UP COMING TRIAL ON,
() CASE, THEN THE GOV'T CAN
USE THAT TO "INTIMIDATE, COERCE" ME INTO
A PLEA ON THE CASES, THE
JUDGE AGREED, SAYING, "... I'VE
ASKED MY ATTY. SEVERAL TIMES TO FILE TO CHANGE
JUDGES, (THE GOV'T. did it), BUT HE HASN'T.
I FILED THAT MOTION WITH THE PRESIDING
JUDGE ONLY TO HAVE RETURNED - HE WON'T HEAR
IT. I SWEAR IT'S A SELF CONTAINED WORLD IN
COUNTY JUDICIAL SYSTEM.

THIS UP COMING CASE FOR TRIAL WAS REMAND-
ED BACK TO THE TRIAL JUDGE - FOR DECISION ON
HOW NEXT TO PROCEED FROM THE COURT.
HOW IT GOT TO JUDGE IS ANYONES GUESS.

Judge DOES NOT UPHOLD OR PROMOTE
INTEGRITY, IMPARTIALITY OR THE APPEARANCE OF
IMPROPRIETY OF OFFICE.

CANON 1

RULE 1.2 DOES NOT PROMOTE CONFIDENCE IN THE
JUDICIARY.

1.3 DOES NOT AVOID AVOID ABUSE OF JUDICIAL OFFICE.

**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST FIVE
PAGES OF ANY DISMISSED
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE
REMAINDER OF THE
COMPLAINT IN THIS MATTER,
PLEASE MAKE YOUR REQUEST
IN WRITING TO THE
COMMISSION ON JUDICIAL
CONDUCT AND REFERENCE
THE COMMISSION CASE
NUMBER IN YOUR REQUEST.**