

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-231

Judge:

Complainant:

ORDER

January 12, 2022

The Complainant alleged that a superior court judge violated the law.

The role of the Commission on Judicial Conduct is to impartially determine whether a judicial officer has engaged in conduct that violates the Arizona Code of Judicial Conduct or Article 6.1 of the Arizona Constitution. There must be clear and convincing evidence of such a violation in order for the Commission to take disciplinary action against a judicial officer.

The Commission does not have jurisdiction to overturn, amend, or remand a judicial officer's legal rulings. The Commission reviewed all relevant available information and concluded there was not clear and convincing evidence of ethical misconduct in this matter. The complaint is therefore dismissed pursuant to Commission Rules 16(a) and 23(a).

Commission members Christopher W. Ames, Barbara Brown, Joseph C. Kreamer, and Delia R. Neal did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on January 12, 2022.

COMPLAINT AGAINST a JUDGE

(My) Name: [REDACTED]

Judge's Name: [REDACTED]

The defendant would like to inform the commission that the Honorable [REDACTED] is not upholding the rules, duties or Othres she has sworn to uphold; due to the fact that a Judge is a scale balancing the criminal procedure and both parties are the opposite sides of that scale; A Judges purpose is to preside over the court room unbiasedly and un-prejudicely keeping the procedures and both parties in balance with the liberties granted to each of them including the boundaries set in place under the laws.

with that set forth the defendant contends that The Honorable [REDACTED] is not upholding her duties due to the fact that she chooses to ignore the rules set forth by the ARIZONA rules of criminal procedure and also due to the fact that she continues to make rulings on a criminal case witch lacks jurisdiction the following support my claim;

The defendant filed a motion requesting a [REDACTED] hearing on [REDACTED] with the [REDACTED] court; with the state failed to respond to in the prescribed time set forth by A.R.S. rules of crim. P. rule 1.9(b) [The state has [REDACTED] to respond]; the state also did not file for a request of time extension to respond to the motion but yet the judge gave him one [There is no law witch grant a extension to

respond to a Motion in the criminal proc[ess] the [redacted] courts stated in Washington v. United States, 240 F. Supp. 3d 185 (2017) that the consequences for failing to respond in the proscribed time frame is that the party filing the motion wins by default as long as there is a merit of law meaning in light of these circumstances the Judge should of granted the Honoring parties motion by default the State did not challenge, rebutt, respond, object or contest legally. (This has happened on [redacted])

— See minute entry attached to support claim
The Defendant also argues that the Judge is also making rulings on a case that has no jurisdiction due to the fact that the rules of the A.R.S. Rules of Crim. P. Not being up held meaning the Defendant was not legally indictment due to rules 1.2, 3.1(a)(1), 12.6(b), 12.7(a), 12.7(c), 12.7(b), 4.2, 5(F)(1), 5.4; Not being up held but mainly due to the fact that the Grand Jury procedures were not done in the timely manner prescribed by the law (see criminal case docket display attached to motion to support my claim/also see motion to support my claim about rules not being up held [Focus on fact 2])

(There are also minute entries missing on my [redacted] case docket which is in violation of [redacted] court local Practice Rules, [redacted] county, rule 2.4.)

COURT OF ARIZONA
COUNTY

CLERK OF THE COURT

HONORABLE

STATE OF ARIZONA

v.

(001)

JUDGE

CONTINUANCE

Courtroom

State's Attorney: (appearing virtually)
Defendant's Advisory Attorney:
Defendant:

Court Reporter, is present.

A record of the proceedings is also made digitally.

Defendant has filed a Motion to Request for (filed
) The State will file a response by

Docket Code

Form

Page 1

⬅️ Past
TIME
FRAME

COURT OF ARIZONA
COUNTY

contact the assigned judicial division to determine whether the person can participate in the proceeding using an audio or video connection.

Until Phase III, judicial leadership has limited any required in-person proceedings to attorneys, parties, victims, witnesses, jurors, judicial officers, court employees, and other necessary persons, where necessary to maintain the recommended social distancing within the courthouse, including each courtroom.

Person Filing: _____

Address (if not protected): _____

City, State, Zip Code: _____

Telephone: N/A

Email Address: N/A

Lawyer's Bar Number: N/A

Representing ☒ Self, without a Lawyer or ☐ Attorney for ☐ Petitioner OR ☐ Respondent

**COURT OF ARIZONA
COUNTY**

IN

State of
ARIZONA

Name of Plaintiff or Petitioner

Case Number: _____

Title: Motion's order to Dismiss

case with Prejudice Due to

lack of Jurisdiction and void legal
Process

Name of Defendant or Respondent

Explain what you want the Court to order. The Judge may grant, deny, or change your request (or "motion"). A ruling will be issued by "minute entry."

(Defendant reminds court of the principle of enunciation as stated
in Haines v. Kere 414 519 U.S. (1972))

The Defendant Herby orders the court to
Dismiss this case with prejudice pursuant
to the ARIZONA Rules of Crim. P. and the
U.S./ARIZONA Constitution and also due to
the following legal authority

Today's Date: _____

Your Signature

**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.**