

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-234

Judge:

Complainant:

ORDER

January 12, 2022

The Complainant alleged a superior court judge had poor judicial demeanor and denied his right to be heard.

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, 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.

Executive Director
Commission on Judicial Conduct
1501 W. Washington Street, Ste. 229
Phoenix, Arizona 85007

RE: County Court

Dear

It is extremely necessary to file a complaint
against County Court Judge, Mr.
was assigned to pre-
side over defendants case after Judge

filed a Notice of RECUSAL. It is very impor-
tant that this case is reviewed from the start.

The Office resigned to
no fault of the defendants. Next counsel,
is now currently sanctioned for
his misconduct in this case.

and are further entangled
and under investigation by the Arizona

Defendants complaints and accusations against all parties are honest, valid, and sincere.

Please review the conference held by Judge as well, as defendants view is that actions were not fair in regards to comments surrounding sentencing and pending motion.

Defendant then filed motions directly after this hearing which now leads to this complaint against

On new counsel,

met with defendant moments prior to the scheduled hearing. appeared

disheveled at best, having not and wearing shoes in

showed disdain of a high degree and made rude, and sarcastic remarks regarding how many counsels defendant had, and also regarding defendants motions filed. Because of this, it was clear defendant would not be receiving fair representation. It became hostile prior to entering the court.

Upon commencement of court, went full bore ahead demanding trial occur in , and struck down all defendants motions and concerns.

further denied to even hear the

Motion for Reconsideration to Dismiss filed
by _____ that included the rulings and
sanctions against _____ from the Arizona
Court Judge

During this initial hearing _____ showed
great concern and panic about having only a
preparation prior to the expected trial
date. Because of this and the mutual hostility
with defendant, _____ goaded defen-
dant into representing himself as a way out
of such responsibility and for appointment.

Because it was apparant _____ did
not want to represent defendant, waiver of
counsel occurred. At this time a
moment then occurred as _____ scheduled
a late afternoon hearing stating: "
?"

Once defendant took over as co-counsel
made it clear that nothing would
stop him from having the trial in
Because of this defendant made a plea
offer to the State which was accepted
later.

Please review this entire case. De-
fendant was basely forced into this po-
sition. Nothing in this case was done in
a manner by law to reviewing a fair and
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impartial trial and/or hearing on this case.

When leaving the hearing after
waiting counsel stated outside the
courtroom; " at which

time defendant berated him for unprofessional-
ism. During the berating mock-
ed defendant with facial expressions, puff-
ing out his lips, making his eyes large, and
shaking his head back and forth. Hope-
fully there is a camera there you may
review to see the proof of this account.

actions and decisions were so
intimidating, defendant believed it would
be futile to move forward being ill-equipped
and obviously despised by all parties
within the courthouse.

It was a " moment
challenge this court in such a manner.
I'll show you what happens when you
do, read between the lines moment that
frightened defendant into resolving this
case unfavorably.

In short a entire review of defen-
dants case will show defendant was
seeking to address a false charge
and to know exactly what category of-
fender he was, ^{along} ~~and~~ with whether
priors that were over old

would be used as mitigating factors.

Defendant was denied his desire to a speedy trial. All counsels provided sub par representation and absolutely no trial preparation ever occurred prior to being appointed to preside over defendant's case.

then basically forced the defendant into offering a plea because of his unreasonable and/or prejudicial rulings out of anger for the case having taken so long to resolve. This was clearly not the defendant's fault.

Defendant in hindsight sees that he took the " " time in a plea deal because it was looking as if he was going to be convicted of a crime that never occurred (the indictment) and sentenced as a Category offender (only being category).

All the events of were steering in that direction as defendant's inquiries over amounted to no clarity despite Judges (and) being aware of these concerns by the defendant.

Please note that defendant is speaking in general and not of specific sen-

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**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.**