

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 22-411

Judge:

Complainant:

ORDER

June 28, 2023

The Complainant alleged a superior court judge concealed evidence while acting as an attorney prior to that judge's appointment to the bench.

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 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 Colleen E. Concannon, Joseph C. Kreamer, and Scott C. Silva did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on June 28, 2023.

2022-411

COMPLAINT AGAINST A JUDGE

Qui tam-Whistleblower Act,
the State of Arizona,
Director

moves Governor
Special Agent and
White Collar Crime against children units, Ex-

Police officer, pursuant to Arizona Constitution Article 6.1 § 2 and
A.R.S. § 38-341 hereby accuses defendant
of the of Arizona, a deputy of the County
Attorney's Office and current County Court judge for
conduct violation of his Oath of Admission to the ; duties, obligations
contract as prosecutor, judge he failed to comport with ethical, procedural,
or legal rules on this day of
County, Arizona ; charging that in

COUNT 1

Between on or about and
reports-Department the 66 Knowingly possessed deoxyribonucleic acid (DNA) and
the 66 (" ") acquittal evidence regarded as
of forensic evidence, and Mens rea - 66

Bar No, stated according to Court records -
judge boy friend to and their forged Power Attorney
murder-for-hire scheme, added No Detective - of the
Selective Enforcement Unit of County Sheriff Office.
burglarized three states of "Thefts of
premarital contract, A.R.S. § 25-201 et seq, deeds, Mail, Lied to
life insurance policy, cash and another pile of cash disappeared,
narcotics, opiates, prescription log book, Rx pads, gold one ounce coins, firearms -
computers, credit card terminal, patient appointment books to to benefit themselves.
And was states witness in a bogus grand jury, Whereas in a
behind-the-scenes retaliatory investigation - had - DNA reports
acquittal finger print reports and enhanced surveillance video evidence, they buried.

Said conduct occurred when defendant possessed
factual innocence evidence, aided and abetted ' Scheme

All in violation of, Arizona v. Youngblood, 488 U.S. 51 (1998), State v. Ray Krone
Case No. CR 92-00212, THE INTEGRITY OF OUR CONVICTIONS; HOLDING STAKE HOLDERS
ACCOUNTABLE IN AN ERA OF CRIMINAL REFORM, 48 GEO. LAW. REV. CRIM. PROC.
(2019) pages iii to viii, re DNA factual innocence case, deliberate rule breakers
identified & appropriately sanctioned; i.e. Michael Morton v. Ken Anderson, a prosecutor
judge who hid DNA evidence - a Brady violation & decades later is arrested on the bench, disbarred
fined and imprisoned; SBA v. Hon. William O'Neal / Juan Martinez, SC. CV-20-0035- S A
THE INNOCENCE PROTECTION ACT, THE JUSTICE FOR ALL ACT 18 USC § 3600 A (F), THE RAPID (DNA) TEST ACT of 2017
SCT. No. SB-07-0080-D, Matter of T.A. Forshey, Disciplinary Comm No. 2, 04-1437.
Comm. on Judicial Conduct Complaint No. and Judge E two bad actors.
151- , D.D.S. "A True Bill"
-2 of 2

To:

Arizona Department of

, No.

We received the documents you recently sent to us. In the document, you inquired about the cost to test hair DNA profiles along with a large caliber bullet.

is intended to be used as a lead generation investigation tool. Because the law enforcement agency owns the crime scene evidence, we will need the investigating law enforcement agency or prosecutor's office to be involved and cooperative. In particular, they will need to allow a forensic laboratory DNA Analyst to complete our DNA intake form so we can assess the DNA remaining in your case. Before proceeding any further, we recommend that you or your attorney negotiate with the law enforcement agency or prosecutor's office to ensure their participation.

Typically, when the term "DNA profile" is used, it refers to a STR (short tandem repeat) profile. Traditional STR profiles do not contain the genetic information needed to perform analysis, and therefore, cannot be used. takes advantage of modern single-nucleotide polymorphism (SNP pronounced "snip") technology and utilizes laboratory processes called genotyping and sequencing.

In order to obtain the DNA SNP data we need, we require the submission of actual DNA extract obtained from the evidence. If DNA extract exists, and you have the cooperation of whoever is in charge of the evidence, we will need to have a DNA Analyst associated with the case complete our DNA assessment form at:

If DNA extract does not exist, in order to proceed, an attempt at an extraction will need to occur. Parabon itself does not perform DNA extractions. So, this would have to be done by the local or state forensic lab. If this is not possible, whoever is in charge of the evidence can authorize for the evidence to be sent to a private lab for an extraction. Once an extraction occurs, we will need the lab to complete our DNA assessment form, described above.

With regard to pricing, a customized quote is provided to the law enforcement agency or defense attorney after our case managers assess the DNA available in the case. Our price schedule and a description of each service is available at . Recognizing you may not have access to the internet, we have summarized this information on the subsequent pages.

If you would like us to work on this case, please have the prosecutor's office contact me to authorize a further discussion of the evidence.

Sincerely,

Case Manager

aka formallu dba



Governor

and

, Esq. General Counsel

RE: DNA Factual Innocence Pardon and Appoint a Special Prosecutor to Reinvestigate. Case No.

Greetings Governor

, Stakeholders and Media:

1. Please grant my pardon and special prosecutor request.

2. Deoxyribonucleic acid ("DNA") is regarded as the "gold standard" of forensic evidence.

bullet, pubic hairs, saliva, blood, skin cells DNA profiles, of female and male perpetrators incontrovertibly exonerates me, and supports my claim of factual innocence.

**DNA Doesn't Lie
But Bad Prosecutors
Judicial-Bias-Bribes Do
Willful or corrupt misconduct
In Office A.R.S. § 38-341
Pardon Memoir Part 17A'**

-Judge

3. Bar No. presented inaccurate evidence to a grand jury. Failed to review available evidence, and when made aware he indicted an innocent, buried over DNA reports.

4. to present uents, county attorneys.

as rogue acts-accessories before & after the fact-acted in concert-resembling organized crime behind-the-scenes action involved misrepresentation by omission. Acts that did not comport with ethical, procedural, legal rules or binding precedent DNA innocence, and their staffs aided and abetted

5. The Comm. on Trial Ct. Appointment-Officials mishandled, ignored, tolerated or acted in concert-campaign to cover-up bad acts for him to rise to judge case of over M, DNA test monies illegal conversion, A.R.S. § 35-196 warrants special investigation-prosecutor and Factual DNA innocence Pardon. A.R.S. § 12-791.

Thank you for your consideration.

Respectfully, -LS-

With Enclosures

former assistant state attorney,
former assistant state att'y, adjunct law professor

Attys, Board of Supervisors,

special Agent in charge of via

Esq. for 82 TV stations;

Stakeholders, Media, legislature, Podcast "Serial"
innocent prisoner.com, Philanthropists

The

Executive Clemency

Public Corruption Unit

42P,
DNA innocence, Sullivan AZ,
Jobs,
- against mass incarceration - Institution
Foundation for Justice.

Acquittal Evidence. State of AZ vs
Actively Concealed
From By
Grand Jury, Prosecutor
Misconduct, Corrupt

Case No:
LAW OFFICE

ATTORNEY AT LAW*

*ADMITTED TO PRACTICE IN

AND

HAND DELIVERED

County Attorney's Office
Unit

County Attorney's Office
Unit

RE:

Dear Ladies and Gentleman:

I am writing to advise you that I have taken over representation of
on all of his pending criminal matters.

I am following up on letter of , in which he notified
you that wishes to have the grand jury informed of his willingness to give
testimony in the grand jury proceedings and to be represented by counsel during his
testimony before the grand jury.

Please make arrangements for and myself to be available for potential
testimony. Advising the grand jury that they would have to adjourn in order to hear

TELEPHONE:

EMAIL:

testimony would constitute a deliberate attempt on the part of your office to improperly influence the grand jury proceedings by discouraging their willingness to request testimony. If reasonable notice were given to my office and jail transportation, an adjournment would be unnecessary.

I would also like to be present during a return of the indictment so that I can represent on issues relating to his release conditions. The United States Constitution requires that an accused be afforded the right to representation by an attorney at all critical proceedings in his criminal case. Surely, a court's consideration of his conditions of release constitutes a critical proceeding. If you are contemplating asking that be held without bond, then he is entitled to be represented at the hearing required by A.R.S. § 13-3961(C) and (D).

In addition, I am requesting that you poll the grand jury to determine whether they have been exposed to, and/or prejudiced by, any adverse publicity generated by Sheriff widely covered press conference in which he opined on guilt.

Finally, I am requesting that you provide the grand jury with the following exculpatory evidence relating to the credibility of your witness, is addicted to prescription drugs and has previously been committed to a residential drug treatment facility. In addition, has filed for divorce. Immediately prior to filing for divorce, removed approximately in cash from the marital home and cleaned out the bank accounts. I believe this information impacts upon her credibility and must be presented to the grand jury.

A handwritten signature, possibly reading "S. J. [unclear]", is written over the bottom of the letter. To the right of the signature is a large handwritten number "17".

cc:

TELEPHONE:

EMAIL:

**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.**