

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 23-218

Judge:

Complainant:

ORDER

July 10, 2023

The complainant alleged a city court judge ignored evidence of misconduct by law enforcement officers.

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 Colleen E. Concannon, Delia R. Neal, and Scott C. Silva did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on July 10, 2023.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2023-218

COMPLAINT AGAINST A JUDGE

Name:

[Redacted Name]

Judge's Name:

[Redacted 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.

On [Redacted] at [Redacted] hours I was released from the Adult Detention Center. I received me copies for a DUI and Tampering Physical Evidence Felony charge, from Judge [Redacted] Here are copies for your review.

In a email from [Redacted] at [Redacted] message to me I quote "[Redacted] I have to assume [Redacted] and [Redacted] were communicating. I had been lied to in this case. Here are copies for your review.

[Redacted] at [Redacted] hours I had a phone call conversation with [Redacted]. I asked for the evidence from [Redacted] County. I did not receive his copies of the building surveillance disc and missing body cam audio and disc against the felony charge I received from Judge [Redacted]. This missing evidence would have cleared me of all wrong doing and I could have used it in my defense for the DUI.

I told Judge [Redacted] that evidence was being withheld in my case and she did nothing about this. I told her this was a DUI setup and did not care to investigate crimes being committed against. Judge [Redacted] allowed Judge [Redacted] walk into a DUI Setup, she chose the crooked city police agency then doing her job an honest Judge.

I take no pride in filing this complaint against Judge [Redacted]. But, I do not know how or if Judge [Redacted] is involve in this setup. I have been lied too, deceived, brutally attack by [Redacted] false police report, DUI, False Felony Charge, all this was approves by Sgt [Redacted] and others crimes against me. I hope I am wrong about Judge [Redacted], and a deeper investigation is done in all that has been done against me. The evidence and emails speaks the truth.

When I left the the [Redacted] Center on [Redacted] at [Redacted] hours. I show Judge [Redacted] my [Redacted] Judge [Redacted] knows I sat in county for the [Redacted] plus hours with a [Redacted] i received no medical treatment. The nurse took my vitals, because I looked paled and gave me Tylenol for my pain from the [Redacted].

On [Redacted] at [Redacted]. I purchased a copy of my criminal record from [Redacted] Clerk of [Redacted]. I was told that there is no criminal case on record for me. The clerk told me I have no felony charge on file. Here is a copy for your reveiw. I have said it a few times in the past, this was a false felony charge, by [Redacted] and [Redacted] lied to Judge [Redacted] to charge me with a felony charge. There is no Felony charge on me, the evidence is not on file and missing.

[REDACTED] ATTORNEY
[REDACTED]
[REDACTED]

Office: [REDACTED]

Fax: [REDACTED]

EMAIL TRANSMITTAL

Suspect: [REDACTED]
[REDACTED] / [REDACTED]
[REDACTED]

OFFENSE DATE: [REDACTED]

TO:

1. [REDACTED]
2. OFFICER [REDACTED]
3. [REDACTED]
4. [REDACTED]
5. [REDACTED]

DATE: [REDACTED]

FROM: [REDACTED]

Legal Assistant

If you have any questions, please call me at [REDACTED]

Reviewing Charging Attorney: [REDACTED]

If further information is requested, please send to [REDACTED] at [REDACTED]

COMMENTS:

Case Referred to City Court. Reason:

Please submit to city court once the tox labs are complete. Probable misdemeanor upon successful superior court jury trial.

Please release Defendant as to these charges.

OFFICE OF THE CLERK OF THE SUPERIOR COURT
[REDACTED] COUNTY

[REDACTED]
Clerk of the Court

STATE OF ARIZONA)
) SS.
COUNTY OF [REDACTED])

I, [REDACTED], Clerk of the [REDACTED] of the State of Arizona, in and for the County of [REDACTED], do hereby certify that a thorough search has been made of our criminal records from [REDACTED] through [REDACTED]. This search did not disclose a criminal case on record for [REDACTED]: date of birth, [REDACTED] Social Security Number XXX-XX-[REDACTED], in the Office of the Clerk of the [REDACTED] Court, [REDACTED] County.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court, this date: [REDACTED]

[REDACTED]
Clerk of the [REDACTED]

By: [REDACTED]

Deputy Clerk

Receipt Date : [REDACTED]

Official Receipt

Receipt # : [REDACTED]

Receipt of : [REDACTED]

Address : [REDACTED]

Cashier : [REDACTED]

Register: [REDACTED]

Receipt Type: Miscellaneous

Remarks : CRIMINAL RESEACH

Payment Source : COUNTER

COST	RECEIVABLE DESCRIPTION	AMOUNT
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Party Name :

Case Number :

Charge Number:

[REDACTED] MISCELLANEOUS SERVICE FEE [REDACTED]

Sub Total : [REDACTED]
Total [REDACTED]
Grand Total [REDACTED]

Tender Type	Tender SubType	Check #/CC Auth #	Tender Amount
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CREDIT CARD VISA [REDACTED]

Total Paid : [REDACTED]
Amount Paid : [REDACTED]
Over Payment : \$0.00
Change Due : \$0.00

Print Date : [REDACTED]

Subject RE: [redacted] Matter

To: [redacted]

From: [redacted]

Date: [redacted]

Message from [redacted]:

[redacted] the state simply chose not to go forward with the charge as a felony- so there is no per se dismissal, just that they chose not to go forward with those charges.

DOES [redacted] have a copy of the video? OK, Did he destroy, lost it to help the police Department cover the wrong doing?

From: [redacted]

Sent: [redacted]

To: [redacted]

Subject: Re: [redacted] Matter

County Prosecutor

Ok thank you. I'll will put it in my calendar. I wanted to ask [redacted] if I can get a letter from him stating the the state has drop the charges of tampering with evidence against me. It would look better for me in how my company views me. Thank you so much.

Sent from Yahoo Mail on Android

On [redacted] at [redacted], [redacted]

[redacted] wrote:

Hello [redacted]

I wanted to let you know that your court hearing that is set for tomorrow afternoon has been vacated and continued to [redacted].

If you have any questions or concerns, please don't hesitate on giving us a call at [redacted]

[redacted]

[redacted]

[redacted]

**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.**