

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 23-393

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Judge:

Complainant:

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**ORDER**

November 27, 2023

The Complainant alleged a city court judge was biased in refusing to give him a different lawyer.

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).

Copies of this order were distributed to all appropriate persons on November 27, 2023.

2023-393

**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.

On [ ], I stood before Judge [ ], a defendant to discuss bail and he gave me the opportunity to speak only on this matter. He then made poor judgment in having me placed unlawfully in a psychiatric facility. He referred to me as a transient of which I've never been in my life. He immediately had a prejudice towards me and lacked discernment and had no desire to allow me speak.

On [ ], I stood once again before Judge [ ] at my motion hearing to dismiss my then court appointed attorney for gross negligence and misconduct. I came prepared early to show my evidence, which was overwhelming, to prove that it was imperative to my case to have another attorney appointed to me. From the beginning of the hearing the judge had no respect of courtroom procedure and he demonstrated this by not even announcing that court had begun. The court clerk that was present had a grin on her face as well as the prosecutor that was present, including the mystery attorney who didn't identify himself; all having no regard for professionalism or court room etiquette. The judge had a smirk on his face when I asked the court clerk for information to file this complaint against him.

At this hearing, [ ] judge [ ] said he read my motion and deduced from it, that my motion to dismiss was simply because I didn't like my attorney. I can't fathom how he came to the conclusion. Either judge [ ] has a prejudice towards me or he's incompetent or both. If he believed my motion was frivolous, why would he affirm my motion to dismiss was valid? When I asked to speak, he threatened to reverse his decision to to grant my motion if I decided to speak. His demeanor was prejudicial through the entire hearing, stating that I don't get to decide who represents me, based on my opinions of my attorney. Again, he threatened to reverse his decision if I spoke and assured me I wouldn't get to do this again.

Judge [ ] is of the belief that my constitutional right under the sixth amendment is a privilege and demonstrates ignorance of the supreme law of the land. Under the judicial code of conduct of Arizona, canon 2 rule 2.2 clearly states that a judge shall demonstrate impartiality and fairness in all judicial matters. Canon 2 rule 2.5 states a judge shall operate with competence, diligence and cooperation. By his deeds and words on July 6th and September 28th, he failed in performing his basic duties as described in the Judicial Code of Conduct.

I was not able to get transcripts for this case because they only provide audio in cd format.

I'm requesting that judge [ ] be thoroughly investigated and reprimanded for his unprofessionalism and display of bias and ineptitude as well prejudicial demeanor. I strongly believe that I will not get a fair trial with this man as the judge in my case. I thank you for your time and consideration in this matter.

I think it is important to note that I was followed by strange people to court and they pulled into the city court parking lot. I confronted the male driving and asked if he was following me or if he had business at the court house and he stated he didn't. I asked the court clerk for help in this matter and she laughed and grinned at me and refused to help. Then I called 911 and she went and asked the bailiffs to help me. They went and asked the man if he had business there and he said no and left.

**CONFIDENTIAL**

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

**FOR OFFICE USE ONLY**

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**Judge's Name:**

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