

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 10-145

Complainant: No. 1395010489A

Judge: No. 1395010489B

ORDER

The complainant alleged that a justice of the peace violated his right to counsel during his sentencing and that another justice of the peace did not like him. The commission reviewed the complaint and found no evidence of ethical misconduct on the part of either judge. The right to counsel is a legal issue outside the jurisdiction of the commission. Accordingly, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: July 23, 2010.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on July 23, 2010.

This order may not be used as a basis for disqualification of a judge.

JUN 03 2010

Dear Commission: 5-31-2010

My name is _____ and I am currently an inmate in the Pima County Jail in Tucson, AZ. My case number is TR86-_____, an extreme DUI conviction. On December 27th 2007 I was in attendance at an evidentiary hearing in Pima County Justice Court in Tucson, AZ, to defend myself against failing to complete the required alcohol counseling sessions and obtain a certificate of completion for the court. I had no lawyer during these proceedings; moreover, I asked for an attorney several times but was denied. My original lawyer, _____, had previously been taken off of the case. As a result of having no attorney present during this hearing, the honorable judge _____ placed me on supervised probation and sentenced me to 30 days in jail. Doesn't the absence of an attorney at this hearing constitute a violation of my due process of law requirements? Am I not entitled to defense counsel at any and every court hearing? Pima County Justice Court is located at 115 N. Church Avenue in Tucson, Arizona, 85701-1130, Phone No (520) 710-3171. I am currently in the Pima County jail being held on probation

violation charges. I have currently served a total of 80 days in jail because of probation violations; furthermore, I have a court date on June 16th at 9 A.M. in Pima County Justice Court. This court date is a probation revocation proceeding. I am currently being represented by

Tucson, AZ.

85701.9 Mr. phone number is 628-4100 the area code is (520). On May 21st, 2010 I attended a probation violation hearing in Pima County Justice Court with and the honorable both in attendance. I wish to inform the commission that I feel I am unable to obtain a fair, honest, fully impartial court hearing with the judge. She displays anger and indifference towards me during Court proceedings; indeed, her opinion of me should have no bearing on the case. The constitution requires to remain completely impartial or neutral towards any and all defendants in all cases, does it not? I have come to the conclusion that my rights to due process of law are being continually neglected, violated, and overlooked in Pima County Justice Court. I have yet to obtain a

fair, honest, truthful hearing which is free from judicial bias and prejudice. I feel as though I am being manipulated and taken advantage of. I have Constitutional rights and protections which are specifically written in the constitution and the Bill of Rights. These court proceedings have become a manipulative travesty; moreover, I have turned to the Judicial Conduct Commission for help in this matter. I do not know where else to turn for professional advice, I am also unable to keep in contact with my attorney by telephone. I have broken the law and deserve to be punished; I have violated probation twice and wish to accept the consequences of my actions. I have no excuses, I am certainly not above the law. I accept full responsibility for my actions. I am asking the Commission for advice and a reply concerning the issues described in this letter. I know I have made serious mistakes; however, I wish to be subjected to a fair, honest, and impartial justice system. Thank you for your cooperation in this matter, it is greatly appreciated. I shall be looking forward to hearing from you. Sincerely yours,