

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 11-025

Complainant: No. 1311610838A

Judge: No. 1311610838B

ORDER

The complainant alleged that three superior court judges violated his rights and improperly caused him to be held without bail. After reviewing the issues and the electronic record of the case, the commission concluded that the allegations involve legal issues outside the jurisdiction of the commission. The commission is not a court and cannot change court rulings. Accordingly, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: March 2, 2011.

FOR THE COMMISSION

/s/ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on March 2, 2011.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY**2011-025****COMPLAINT AGAINST A JUDGE****Your name:****Judge's name:****Date:** 12-30-10

Instructions: You can use this form or plain paper of the same size to file a complaint. Please describe in your own words what the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times and places that will help us understand your concerns. You may attach additional pages but not original court documents. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

COMPLAINANT HAS A PROBATION VIOLATION ALLEGATION CASE IN THE COURT ROOM OF JUDGE _____, DIV 5, SUPERIOR COURT KINGMAN, AZ. SINCE EARLY 2010. ON OCT 28, 2010 COMPLAINANT POSTED BAIL IN THE AMOUNT OF \$10,000⁰⁰. THE COURT APPEARANCE SET FOR NOV 1, 2010 (MOTION BY ATTORNEY OF RECORD RAY LUNDBERG TO WITHDRAW AS DEFENDANT'S ATTORNEY. JUDGE ALLOWED MR. LUNDBERG TO WITHDRAW. THEN WITHOUT BENEFIT OF COUNSEL JUDGE _____ ENTERTAINED A MOTION BY THE PROBATION DEPT. TO PUT DEFENDANT ON FORMAL PROBATION (DEFENDANT HAD BEEN ON SUMMARY PROBATION FOR 2 YEARS 9 MO. OF A 3 YR. PROBATION PERIOD) THIS MOTION ALSO WAS NOT NOTICED. FOR THE ABOVE AND OTHER REASONS THE ORDER ISSUED BY JUDGE _____ IS AND REMAINS INVALID. NEVERTHELESS THE DEFENDANT IS BEING HELD WITHOUT BAIL IN MOHAVE COUNTY JAIL. THAT ANY SUPERIOR COURT JUDGE WOULD HAVE ANY KIND OF HEARING WITHOUT THE DEFENDANT BEING REPRESENTED BY COUNSEL IS WITHOUT QUESTION UNETHICAL CONDUCT ON THE BENCH AND I AM BEING DAMAGED BEYOND MEASURE BY THIS! HIS ACTIONS VIOLATE THE ARIZONA AND U.S. CONSTITUTIONS AND I BELIEVE RULES OF COURT JUDICIAL CONDUCT AND OTHER ARIZONA LAW. THIS CONDUCT WAS WILLFUL AND INTENTIONAL SINCE JUDGE _____ HAD, MINUTES BEFORE, ALLOWED DEFENSE ATTY TO WITHDRAW.

(Attach additional sheets as needed)

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Commission on Judicial Conduct
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Phoenix, Arizona 85007

FOR OFFICE USE ONLY

2011-025**COMPLAINT AGAINST A JUDGE**

Your name _____ Judge's name: _____ Date: 1-21-11

Instructions: You can use this form or plain paper of the same size to file a complaint. Please describe in your own words what the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times and places that will help us understand your concerns. You may attach additional pages but not original court documents. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

IN BOTH THE U.S. AND ARIZONA CONSTITUTIONS IT STATES "EXCESSIVE BAIL SHALL NOT BE REQUIRED". BAIL IS PRESUMED TO BE FOR PURPOSE OF INSURING AN ACCUSED'S APPEARANCE. DEFENDANT WAS RELEASED ON OCT. 28, 2010 ON \$10,000⁰⁰ BAIL. 5 DAYS LATER JUDGE WILLIAMS ORDERED COMPLAINANT'S PROBATION CHANGED TO FORMAL (SEE ENCLOSED COMPLAINT AGAINST JUDGE WILLIAMS) THIS ORDER IS INVALID BECAUSE COMPLAINANT WAS NOT REPRESENTED BY COUNSEL. HOWEVER PROBATION DEPT. OBTAINED A WARRANT FOR HIS ARREST ON NOV. 10, 2010. ON DEC. 3, 2010 (COMPLAINANT'S NEXT COURT DATE) COMPLAINANT KNOWING A NO BAIL WARRANT HAD BEEN ISSUED FOR HIS ARREST, WENT THE 65 MILES TO KINGMAN. TO APPEAR IN COURT. AS HE WAS ENTERING THE ELEVATOR IN THE COURT HOUSE TO GO TO THE THIRD FLOOR DIV 5, HE WAS ARRESTED BY THE PROBATION DEPT. ON 12-23-11 AT A BAIL REDUCTION HEARING JUDGE KNOWING COMPLAINANT WAS APPEARING ON 1ST CHARGES REFUSED TO RELEASE COMPLAINANT. TO THE CONTRARY, COMPLAINANT IS NOW BEING HELD WITHOUT BAIL. AT THIS TIME COMPLAINANT HAS BEEN HELD WITHOUT BAIL FOR A LONGER PERIOD OF TIME THAN THE CHARGE (STAND ALONE PARAPHERNALIA) CARRIES (20 MONTHS) 24 MO - 15% - 90 EARLY RELEASE = 18 MO. STILL I AM BEING HELD IN MOHAVE CO. JAIL WITHOUT BAIL HOW THIS CONDUCT CAN IN ANY WAY BE EXCUSED AS IMPARTIAL PROPER OR APPEARANCE THEREDF (CODE OF CONDUCT #1) OR IMPARTIAL, COMPETENT AND DILIGENT (CODE OF CONDUCT #2) IS BEYOND ME. ON 2-7-11 (MY NEXT HEARING) I EXPECT A RULING ON MOTION TO TERMINATE PROBATION. PROBATION PERIOD OF 3 YR. IS UP 2-6-11. I AM 68 YRS OLD AND DO NOT FEEL I AM ENTITLED TO THIS "SPECIAL TREATMENT" AM TODAY A LETTER TO U.S.A. TODAY NEWSPAPER INFORMING THEM ALSO ARIZ. ATTY GEN. US. ATTY GEN. AND U.S. ATTY. PHOENIX.

(Attach additional sheets as needed)