

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 12-088

Complainant: No. 1430810629A

Judge: No. 1430810629B

ORDER

The complainant generally alleged that a superior court judge mishandled his criminal cases.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After reviewing the information provided by the complainant, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. The commission does not have jurisdiction to investigate the legal sufficiency of the judge's rulings. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: June 7, 2012.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on June 7, 2012.

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

2012-088

COMPLAINT AGAINST A JUDGE

(Thursday)
March 22nd, 2012

Your Name:

Judge's Name:

Date: 3-22-2012

Instructions: Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all of the important names, dates, times, and places related to your complaint. You can use this form or plain paper of the same size to explain your complaint, and you may attach additional pages. Do not write on the back of any page. You may attach copies of any documents you believe will help us understand your complaint.

Having oversight of current mental health case M.H. 2011- and being primary judicial officer on current criminal matter CR/PF 2012- while other judicial officer may be on criminal matter to which happens to be 1 ct. of felony class 6 agg. assault (simple ass.) in the Maricopa County AZ Superior Court's Rule 11 mental health court. I was found incompetent to stand trial and incompetent to assist counsel, placed in a restoration program, and case dismissed in the Rule 11 mental health court on CR 2011- in the periods of August 30th, 2011 - December 6th, 2011. CR 2011- were charges of F6 res. arr., F5 agg. ass., F5 agg. ass., and F4 agg. ass. Border patrol agent / detention officer. During this period of Competency Evaluator assignment Order, determination of Evaluator's (3/ three) reports and Order, R.T.P. (restoration treatment program) and dismissal Order, Honorable Judge Presiding. 08-30-2011, 09-27-2011, 11-22-2011, and 12-06-2011.

It should be noted on the

mentioned civil case M.H. 2011-
(Comm.)

) an Order for C.O.T. Court Ordered Treatment (Prolixion) Pholofathisien along with combined inpatient/outpatient treatment was ordered on August 31st, 2011 at the Desert Vista Hospital, Department of Psychiatry. Part of the order consists of annual reports to be filed with Commissioner

on November 14th, 2011 and on July 12th, 2012. Initial annual report of 11-14-2011 M.H. 2011- was completed by C.H.S. (Correctional Health Services) division of health care offered for inmates at M.C.S.O. (Maricopa County Sheriff's office), then in term

) The C.H.S. Psychiatric counselors/Doctors are personell, unrightly so, participat~~tes~~ in the then Rule 11 Mental Health Court evaluation (Dr.), CR2011-

Although the foregoing case CR2011-D.T., was ordered sealed; upon dismissal of case; all the proceedings, findings, and course of events were and are made known to Comm.

The foregoing information presents
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a conflict of interest, with Respect to commissioner current formality direction of proceedings. Management regarding commencement of this case. Influential taintment concerning alleged Defendant subjected to improper handling. Not only the foregoing, also additional pages following the foregoing's. To date myself (Mr.) has not had a preliminary hearing entitled to Citizens of Arizona, United States of America. No appointment of Competency Evaluators has occurred (Pursuant A2. Rules of Criminal Procedure's Rule 11), nor been had. Although without Hearing, Appointment, or Order of Competency Evaluators a report is alleged to've been submitted alleging alleged Defendant as Competent. Nonetheless an immediate premature manifest of injustice. Currently a miscarriage of justice exist.

Furthermore the Court, court appointed Counsel are aware alleged Defendant proceedings handling directly results from prior case dismissed (CR2011-D.T) is tied, associated, and

affects every aspect of current case
PF / CR 2011-

The prior cases dismissal is 100% completely to conceal the misconduct of all the officers involved, cover up for a failed death attempt on Mr. , and to persuade Mr. in coordinating with Behavioral Health resource. To date Mr. has cooperated with both Jefferson Clinic, and subsequent Capital Clinic of Magellan Behavioral Health Services.

Mr. had a case manager Dr.

, psychiatrist, and

now has a case manager

psychiatrist Dr. , and team

"Dream Team" assigned for Mr. to cooperate with.

If it's Commissioner interest etc expedite matter, proceedings are becoming erroneous. Dr. of Magellan non-title 19 clinic is Jefferson Clinic as well as caseworker

Dr. , and "Dream Team" are Capital Clinic Title 19 assigned to alledge

Defendant Mr. Both months February and March of 2012 representatives have visited Mr. from Capital Clinic. page 5 of 6

Due to having to stop work until surgery is complete. The Magellan personell is the correct format and to whom Mr. _____ is rightful authority that oversight, evaluations, care must be had. It is Mr. _____ request current Judicial Officer, respectfully, use the assets provided Mr. _____ and conclude pending case, as Mr. _____ wasn't on medication (court ordered) at time of alledge crime and AHCCCS for Mr. _____ is set to expire on July year 2012. Mr. _____ has hardly had opportunity to show recovery.

This compliant was written and

Started from

March 14th, 2012 - March 29th, 2012.

April 1st, 2012

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