

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 17-030

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court judge improperly excluded him from court hearings and was biased against him in a criminal case.

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 review, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23(a).

Dated: March 29, 2017

FOR THE COMMISSION

/s/ George A. Riemer

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George A. Riemer  
Executive Director

Copies of this order were distributed to all appropriate persons on March 29, 2017.

*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**

2017-030

**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.

1. From \_\_\_\_\_ through \_\_\_\_\_  
Defendant \_\_\_\_\_ was excluded from ( ) set hearings  
in between a ( ) month time frame - The  
\_\_\_\_\_ never determined on the Record whether the  
Defendant absence was voluntary or involuntary, or  
determined if the defendant was prejudiced by the  
proceedings that occurred in his absence. (

2. On \_\_\_\_\_ Defendant filed ( ) Compel motions  
1) Compel Court appointed Counsel to put in Order to Transport  
Defendant; 2) Compel Court appointed Counsel to turnover  
initial disclosure - with NO response from the Court.

3. On \_\_\_\_\_ Defendant filed a Prose Special Action  
against \_\_\_\_\_ in violation of Defendants  
right to be present, and the failure of \_\_\_\_\_ to  
rule on any motions filed in \_\_\_\_\_

4. See \_\_\_\_\_

4. On \_\_\_\_\_ without any prior knowledge  
Defendant 'was taken to Court and recited on the  
Record " I have not waived my right to be present  
at any time, and I was not aware of today's  
Court proceedings" - I was given self-representation  
on this day ( \_\_\_\_\_ )

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5. On \_\_\_\_\_ Defendant Trose motioned the Court for having appointed \_\_\_\_\_ Sole Control over Investigator, Defendant addressed the Court that Defendant and \_\_\_\_\_ have "no communication" and "there is no direction for to direct Investigator because he has no factual interpretation of the defense in this case" - sneered down at Defendant "that he would not allow defendant control over Investigator to waste tax-payers money" ( )

6. On \_\_\_\_\_ Defendant filed a Motion for Reconsideration in ruling \_\_\_\_\_ to have control over Investigator, and \_\_\_\_\_ Objection to Private Investigator Order, detailing the concerns in these ( ) motions the sound reason to grant these motions - They were DENIED. It should be noted: The \_\_\_\_\_

## COMPLAINT AGAINST A JUDGE

Name:

7. On

Defendant filed his  
alleging  
violated Defendants Fifth, Sixth,  
and Fourteenth Amendments of the United States  
Constitution rights. (See )

8. In

Defendant filed a

9. On

at a legal visit with  
and Investigator

at the

stated "

him and

went to get an ORDER

Signed from

for

to bring a lap top inside the  
to watch Discovery in case (

and the

elled from

his chambers " Is that for

?", take

that

to

to get signed".

(

, and

will

attest to this).

Judicial Code of conduct directs Judges  
to avoid the appearance of impropriety

## COMPLAINT AGAINST A JUDGE

Name:

and to conduct themselves in a manner that promotes public confidence in the integrity and impartiality of the judiciary. see Rule 81, Canon of the Ariz. R. S. Ct.

HERE, the Conduct has risen to prejudicial and bias conduct and creating conflict with the obligations of the Judicial Office by stating the words in open court as well as behind closed doors Denying Defendants right to a "fair and impartial" Judge.