

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-303

Judge:

Complainant:

ORDER

October 18, 2024

The Complainant alleged a superior court commissioner would not allow self-representation in a criminal case.

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).

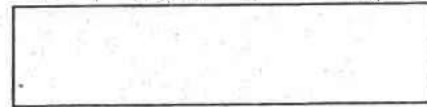
Commission members Barbara Brown and Joseph C. Kreamer did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on October 18, 2024.

CONFIDENTIAL

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

FOR OFFICE USE ONLY



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 1/1, in my [Natural Human Being / Natural Person; Legal Positive Status] and of [Sui Juris] was Denied My Right to Self-Representation by County Court Judge which has lead to Me not receiving any Discovery, not even a incident Police Report; restricting Me from filing any motions on my behalf; or put up any challenge to the allegations Im being held for, not limited to the excessive Bond Im being held on for the alleged crime. All these Issue's coupled together has resulted in My Due-process being Maliciously and vindictively Molested and violated coupled with the injustice that is being directed at My person. I was force to accept an Attorney who does not have My best interest in heart and whom is under contract with the county. Rights to Self-representation. In Faretta vs California, the United States Supreme Court recognized the right to assistance of counsel was personal to the defendant, and as such it was waivable. The court noted that the Judiciary Act of 1789; signed one day before the Sixth Amendment was proposed provided that "in all the courts of the United States, the parties may plead and manage their own causes personally or by the assistance of such counsel... The court also wrote, that counsel [cannot be forced on a defendant]." What were contrived as protections for the accused should not be turned into fetters. To deny him in the exercise of his free choice, the right to dispense with some of these safeguards... is to imprison a man in his privileges and call it the constitution. which is to infringe upon the Supreme law of the land!
(view court mins; video; record from)