

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 24-452

Judge:

Complainant:

ORDER

January 31, 2025

The Complainant alleged a superior court judge made improper rulings 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 Joseph C. Kreamer and Christopher P. Staring did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on January 31, 2025.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2024-452

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.

My name is _____ and I would like to make a formal complaint against _____ because the United States legal system is based upon the principles that an independent, IMPARTIAL, and competent judiciary, be composed of people with integrity that shall interpret and apply the LAW that governs our society. A Judiciary is at the center of preserving the principles of justice and of course the rule of law. I will explain how this particular judge is in violation of a well established standard for ethical conduct and how his misconduct thereby can only be categorized as impropriety. Im alleging _____ in light of the totality of the circumstances, with one statement not only disregarded the provisions of his code which consists of only four canons needless to say states overarching principles of judicial ethics that all judges must know, but also assist not only in providing guidance for maintaining the highest standards but also to provide a basis for regulating their conduct through discipline. He in fact abused his discretion by disregarding his code but he also violated the law (as in constitutional provisions), his impartiality and nonetheless Integrity as in probity, FAIRNESS, HONESTY, uprightness and

Soundness of character. is out of compliance with Canon 1 and Canon 2. Here is the back ground which my previous attorney and both knew. I loss trial in the District of in of , I contacted the courts around or to start my extradition time under rule 8 of the Arizona Rules of Criminal Procedure. Arizona had a hold on me from through my duration which enabled me to bond out. I was sentenced to Months in the Federal Burea of Prisons on , by of I was in transit to a in called " " I got there in I was there until which is when two sheriffs for County came to extradite me. I was housed at facility from to and the entire time I was there I had my first Attorney I told that they were in violation of my speedy trial under rule 8, she chose not to investigate the matter, I told her to file a Notice of PCR because my previous attorney had me lie for the sole purpose of establishing probable cause, she did the same as him and disregarded the idea , then she started not only misinforming me about my case but also the law, she told me that an indictment can have multiplicative charges as long as it is not there when im sentenced an I know this to be false. The last straw for me was when I told her to put in a suppression of evidence

that way if my judge abuses his discretion id just do special action, she tells me no we need to wait until the prosecutor can establish probable cause. I say she said"

I told her

"I say"

she says "

" I then say "

" she says "

" My next court date

She tells me the preliminary hearing will start at I said "

" she says "

" I sat there

that entire day and the next day I called her to tell her she was fired. The next court date she tries to talk me out of it and takes my motion saying "

" I gave it to

her in the court room as I was telling Judge she was fired. He said "

" I was forced to

say yes because she was giving me bad legal advice and this same thing had happened in I was then appointed

he visited me over the monitor to tell me he was my attorney, he doesnt have my discovery and

that he is out of town. His investigators have come to see me a few times, they have not allowed me to watch the body come all the way through, they won't obtain additional 911 calls that I feel are material all because _____ will not allow it. _____ has split his

duties with the investigators so my 6th Amendment right to assistance of counsel is technically split one for a advocate and assistance of my defense and the others for investigative work. The investigators have been trying to misstate law and have even called our meetings " " " "

_____ has allowed my _____ days to pass to challenge the grand jury and it has prejudiced me because the officer lied as if the female got in the front seat and misled the jury to believe that he saw a transaction. _____ also says

that even though the evidence was illegally obtained that I can't get the evidence suppressed for the _____ case and that the _____ even though I was detained for

minutes for a civil matter (noise complaint) He says that the totality of the circumstances can only help the prosecutor. Enough is enough, I have sent a motion to appoint new counsel, im aware the judge can retitle it as fits but I said specifically " "

" He gave me this unlawful ultimatum and there is caselaw which says he cannot. I have had one change of counsel from _____ to _____ just got an extension for _____

days for trial so I am in no way attempting to delay the proceedings, I am not raising the same issues as the last ineffective attorney, I have added additional claims. My attorney knew all the previous background information and more so I wrote the ABA and he says he doesn't care he's not going to withdraw. I told him so your taking advantage of Trying to force me to self represent myself and he says yes. Canon 2. A Judge shall perform the duties of Judicial office **IMPARTIALLY**, Competent and Diligently. Rule 2.1 Giving Precedence to Judicial duties "The Judicial duties of a judge take precedence over all of a judges other activities." He should of at least entertained a inquiry. to observe the truth and investigated diligently. The two main violations are of course Rule 2.2 Impartiality and fairness "A Judge shall uphold and apply the law, and shall perform all duties of Judicial office fairly and impartially" and rule 2.3 Bias, prejudice, and harassment 2.2(A) "A Judge shall perform the duties of judicial office, including administrative duties, without bias or prejudice" 2.2(B) "A Judge shall not, in the performance of judicial duties by words or conduct manifest bias or prejudice." These don't include any permissive terms like "May" or "should" these aren't codes he can pick up and throw away as needed. How can he say he is maintaining the publics trust? This is of public interest because it has everything to do with the integrity of not only the judge but of the judiciary system/process.

**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST FIVE
PAGES OF ANY DISMISSED
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE
REMAINDER OF THE
COMPLAINT IN THIS MATTER,
PLEASE MAKE YOUR REQUEST
IN WRITING TO THE
COMMISSION ON JUDICIAL
CONDUCT AND REFERENCE
THE COMMISSION CASE
NUMBER IN YOUR REQUEST.**