



October 1, 2007

Commission on Judicial Conduct

ATTN: E. Keith Stott Jr. Executive Director

1501 West Washington Suite #229

Phoenix, Arizona 85007

CJC-07-258

OCT 03 2007

Dear Mr. Keith Stott,

I would like to expand on my complaint toward Superior Court Judge [redacted] of the [redacted] County RE: CASE No. [redacted] ON [redacted] [redacted] Judge [redacted] Dismissed CASE NO. [redacted]

vs. STATE OF ARIZONA and did not allow for the defendant to state the facts of prejudices in the case. The defendant had a motion to impose Rule 10.1 Change of Judge for Cause. The Superior Court Judge refused to allow the defendant a opportunity to present such a matter by immediately dismissing the case without prejudice and propelling the next matter into action as the defendant repeatedly tried to gain Judge [redacted] Attention. The defendant

is entitled to be heard. The defendant had already spoken to Defense Counsel [redacted] to tell the Judge that the defendant had requested the right to be heard. Still the defendant stood in court trying to get the attention of Judge [redacted] before he was forcibly removed from the court room. While Judge [redacted] ignored the defendant, not allowing for Prejudices, or Rule 10.1 be implemented. The defendant did make repeated requests to be heard, so the defendant did stipulate to COUNSEL that Action be taken on the Rule 10.1.

In accordance to Rules of Criminal Procedure Rule 16.6 (d) Effect of Dismissal, Dismissal of a prosecution shall not be without prejudice to commencement of another prosecution unless the court order finds that the interests of justice required that the dismissal be with prejudice. Not Excluding Rule 15.1 (e) Timeliness "Such dismissal shall be without prejudice except that if the prosecution is refiled, the time limits under Rule 8.2 shall be computed from the initial appearance on the original complaint.

Further the defendant had many prejudices in his case, and ineffective use of counsel was one of them. So how soon does this process

take? How long does Judge [redacted] get to use the law, to break the law? The defendant now has been incarcerated 687 days and has been through 2 official Dismissal without prejudices, wrongfully sent away to the Arizona State Hospital on fabricated testimony by Attorney [redacted] or through Superior Court Judge [redacted]. The defendant has had countless violations, and still can not get any proper, nor fair Judicial Process.

Superior Court Judge [redacted] uses his position of Authority for improper intimidation purposes so defendants don't properly exercise their United States Constitutional Right or their Arizona State Declaration of Rights. The law requires a motion shall contain a short, concise statement of the precise nature of relief requested. Rule 35.1 of Rules of Criminal Procedure and Judge [redacted] did not on [redacted]. Respectfully I would appreciate if you could Expedite the process being the circumstances of the Rule 10.1.

Appreciatively Awaiting  
a Response,

[redacted]