

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 10-279

Complainant: No. 1403600224A

Judge: No. 1403600224B

ORDER

The complainant alleged three superior court judges conspired to violate his rights, refused to appoint counsel for him, and impaired his ability to defend himself. The commission reviewed the court record and found that the court allowed the complainant to proceed pro se with assigned advisory counsel, resolved numerous discovery motions, and continued the trial several times because the complainant was not prepared and failed to appear at a final trial management conference, which led to his arrest. There was no evidence that the judges conspired to deny the complainant's rights or impaired his ability to defend himself. Accordingly, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: December 28, 2010.

FOR THE COMMISSION

/s/ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on December 28, 2010.

This order may not be used as a basis for disqualification of a judge.

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

COMPLAINT AGAINST A JUDGE**Your name:****Judge's name:****Date: 10.20.2010**

Instructions: Use this form or plain paper of the same size to file a complaint. Attach additional pages, as needed. Please describe in your own words what the judge said or did that you believe constitutes judicial misconduct. To help us understand your concern, be specific and list all of the names, dates, times and places where the conduct occurred. Include only copies of original documents or court recordings that are relevant to your allegations. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

On various occasions, Judge _____ have been advised that a certain state assigned counsel have not effectively executed his duties in a certain case, severely jeopardizing the case for the defendant. Both Judge _____ and Judge _____ were advised to have some other counsel assigned to the case but refused. With a certain Judge _____ arguing with the defendant in open court claiming that the defendant had no right to defend himself and must use a certain state appointed counsel who kept repeatedly misinforming the defendant causing the issuing of a warrant on a certain occasions and later laughed about it with a certain Judge _____ asking if the defendant "got the message", meaning they could do whatever they wanted to. That is a serious violation and misconduct which the defendant does not take lightly and demand immediate action on the issue. The time limits of the said case has been violated with some 500 days having elapsed without a trial and the state citing certain continuances due to this as a contributing factor to the delay although any these had no significant material impact nor explains the exceeding of the time limit by an excessive range. The state has also been withholding pertinent evidence, the defendant made specific request that certain personnel records of officers at the Scottsdale police department be produced as part of discovery material with Judge _____ appears to be interfering with.

(Attach additional sheets as needed)