

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 11-054

Complainant: No. 1413300112A

Judge: No. 1413300112B

ORDER

The complainant alleged that a superior court judge was rude and biased against her because she previously had him removed from a case. After reviewing the allegations and listening to the recordings of ten hearings, the commission found no evidence of ethical misconduct on the part of the judge. The judge was firm and occasionally abrupt but he did not make any improper statements and was not rude. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: May 31, 2011.

FOR THE COMMISSION

/s/ Keith Stott

Executive Director

Copies of this order were mailed to the complainant and the judge on May 31, 2011.

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

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

February 15, 2011

RE: Case No. CR-2009- and CR-2005-

Dear Sirs or Madam,

On February 16th, 2010, I went in front of Judge , as the proceedings began it was obvious to me that he was very irritated with my case. I had him removed from a previous custodial case, due to a conflict of interest. It began with a remark about my last name, which I thought had nothing to do with the matter at hand. He then remarked on how he seemed to remember a case where he was removed it had something to do with softball. He attempted to be humorous giving the appearance that he did not take this case or me seriously. With a very disgusted and snappy tone he addressed the attorneys on how my name was to be stated in this case.

After that hearing I started getting worried, whether or not he could be biased, I approached my attorney Jason Ricke with my concerns and was advised that no changes at all could be made. The following are my hearing dates May 3, 2010, June 1, 2010, June 28, 2010, August 2, 2010, August 30, 2010, September 20, 2010, October 25, 2010, January 10, 2011 and Feb 7th 2011, at all of them he showed the usual irritated tone at my name.

I was contacted by Mr. Ricke and he explained that due to a conflict of interest I was assigned a new attorney Stephan Glazer. We had a brief meeting I again expressed my concerns and was advised again that it was too late to make any changes. At my last hearing Judge set my violation hearing before my trial, as requested by the prosecuting attorney, Mr. Glazer objected and it was denied. I spoke with Mr. Glazer after that hearing and was advised to get my affairs in order and be ready to be taken into custody on March 1, 2011. I then contacted my probation officer Jordon Gyzer and he was puzzled by the outcome. He stated he was under the impression my violation hearing would be after my trial.

I deeply feel Judge is biased in regards to my case. I hold no grudge or animosity towards him; however it is my opinion that I will not receive a fair trial in this matter. I believe

As a probationer I have the right to be treated in a respectful and professional manner that is free of any form of harassment, bias or discrimination because of my race, age, religion, gender, sexual orientation, place of birth, disability and political views. Also our U.S. Constitution states that it is the right of every American citizen to receive a fair and impartial hearing by jury.

I appreciate you taking time to look into this matter I know your time is very valuable