

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 12-112

Complainant: No. 1441310738A

Judge: No. 1441310738B

ORDER

The complainant alleged that a superior court judge failed to properly advise him that he could be waiving certain rights.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After reviewing the information provided by the complainant and the recording of the hearing, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: July 16, 2012.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed
to the complainant and the judge
on July 16, 2012.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2012-112

COMPLAINT AGAINST A JUDGE

Your Name:

J's Name:

Date: 4-27-12

Instructions: Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all of the important names, dates, times, and places related to your complaint. You can use this form or plain paper of the same size to explain your complaint, and you may attach additional pages. Do not write on the back of any page. You may attach copies of any documents you believe will help us understand your complaint.

JUDGE SUPERIOR COURT 9-29-11
222E,
I BELIEVE IT WAS 8:30 AM BUT COMPUTER ABOUT 2:30
I WENT TO COURT AT THE LAST MINUTE I MEET WITH
DEFENDANT CONSEL, HE HAD A ONE PAGE
FAST TRACK FORM HE WENT OVER IT THREE TIMES AFTER
FIRST TIME, "I WHAT DOES THAT MEAN" SECOND TIME, "I
STATED I DON'T CARE I'M JUST WAITING FOR MY TEN-
BUSINESS DAY INDICTMENT" HE EXPLAINED AGAIN BUT
DIDN'T SAY NOTHING ABOUT A WAIVER OR GIVING UP ANY
RIGHT'S, NOW I HAD WALKED INTO COURT ROOM MY
LAWYER, HAD LEFT ME TALKING WITH THE
JUDGE, AS HE GATHERED UP SOME PAPER WORK, THE
JUDGE SAID DID OR WAS FAST TRACK READ
TO YOU, I SAID YES IT WAS, JUDGE DID YOU UNDERSTAND
IT, I SAID YES, WELL LAWYER SCOTT CAME OVER WITH
PAPERS OF THEM THAT I NEVER SEEN BEFORE,
JUDGE SAID HOW DO YOU PLEAD, I ASKED MY LAWYER
I DON'T HAVE TO SAY ANYTHING DO I,
HE SAID NO HE OPENED PAPERS UP SAID SIGN HERE
I SIGNED IT WITH NO ACKNOWLEDGEMENT I WAS
SIGNING A WAIVER OF MY RIGHT FOR A PRELIMINARY-
HEARING BECAUSE IT WAS NEVER BROUGHT TO MY
ATTENTION ANY TIME AT THIS COURT DATE 9-29-11

WELL I PUT A BAR COMPLAINT ON LAWYER
IT WAS DISMISSED BECAUSE

JUDGE HAD STATED TO
THE BAR ASSOCIATION THAT MY RIGHTS WERE
READ AND SHE WENT OVER THE WAIVER WITH
ME IN COURT ON 9-29-11, COURT REPORTERS
TRANSCRIPT, AND THE COURT HAS AUDIO-
VIDEO RECORDING ALL PROOF FACTS
1) YOU WILL SEE HEAR NO WAIVER READ AND
NO TALK ABOUT GIVING UP MY PRELIMINARY
HEARING CONSTITUTIONAL RIGHT

2) YOU WILL SEE LAWYER
GATHERING UP THE PAPERS TO BE SIGNED

CR 2011. JUDGE
GRANTED MY MOTION TO REVIEW THE AUDIO-
VIDEO, COURT AND TRANSCRIPT I'M PRO-PER

CV 2012- JUDGE
I'M NOT MIXING THESE ~~THE~~ CASES UP
IF YOU NEED TO KNOW HOW CRAZY THIS
ALL IS REPRESENTING MY SELF IN
BOTH CASES THANK YOU FOR YOUR TIME
Executed: 4-27-12