

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 16-279

Judge:

Complainant:

ORDER

The complainant alleged a pro tem superior court judge had a conflict of interest and made improper rulings in his criminal case. The complainant also alleged a superior court judge made improper rulings in his criminal case and engaged in a conspiracy of corruption with law enforcement and the prosecution.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judicial officers 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.

The commission does not have jurisdiction to review the legal sufficiency of the judicial officer's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judicial officers did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23(a).

Commission member Gus Aragón did not participate in the consideration of this matter.

Dated: November 23, 2016

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judicial officers on November 23, 2016.

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

Re: Case No. 16-279

2016-279

I'm writing this letter of extreme importance to notify the Commission of Judicial conduct that _____ has allowed prosecutor _____ to obtain a reindictment under

There is proof of fraudulent scheme to obtain illegal indictment in order to attempt to avoid exposure of the ongoing criminal investigation the _____ has ongoing upon _____ and by these people knowing this. They are all in violation of committing Federal felony conspiracy under Federal Statute 18 U.S.C. § 371. since _____ now involved.

All of these corrupt individuals, if will mention have all participated in the conduct of the affairs of an enterprise through a pattern of racketeering activities under Federal Statute 18 U.S.C. § 1962 (C) (RICO)

And they have all attempted to tag team me due to the fact which I have mentioned the Drug Trafficking, and Sexual Misconduct charges placed upon States Star witness _____ and that has been done in order to conceal the corruption and police misconduct Malicious prosecution and the contributory negligence Therefore once again committing an overt act of Federal felony conspiracy under Federal Statute 18 U.S.C. § 371.

Therefore since the _____ is currently under Federal investigation due to the illegal expenditure of the RICO funds. I have filed petition seeking for future of indictment under RICO 18 U.S.C. 1963 (a)(1), (3) and due to many false statements made by Detectives as well as the Defendants to ongoing filed RICO case They are in violation under Federal Statute 18 U.S.C. § 1001 for making false statements.

And since

as

well as

and

are all defendants to Amended to Rico ongoing
Civil Complaints under Federal Statute 18 U.S.C. §§ 208-216 these
Government officials are all a Federal conflict of interest.

I have already properly notified The Commission on Judicial Conduct
of the ongoing corruption. The is also investigating this case
as well as the .end

Therefore under Federal Rule of Criminal Procedure 12(b) I move the
Commission to not waive the claim I once again make otherwise
when these corrupt people are found guilty Federally indicted and
convicted I will also file a class action lawsuit upon the Office of
Commission on Judicial Conduct for rejecting a colorable claim
which has held merit. otherwise the would have dis-
missed the civil complaint I filed over months ago!

Therefore under Rule 12(F) I move the Commission on Judicial Conduct to not
reject, deny, or ignore this claim being made without a complete and
full investigation upon its merits which are also; The requirements of Rule
12: by its terms [The Rule] applies to both procedural and constitutional
defects in the institution of the prosecution and under [Rule 12(b)] it
provides; "Defenses and objections based on defects in the indictment
or information... which serve as safeguards, and
has violated all of those codes of ethical conduct.

Pursuant to [Rule 12(F)] the decision

and will be disturbed on appeal only

for clear abuse of discretion, but the trial

a defendant to ongoing

which has

clearly exposed many Government elected officials to
being guilty!

Therefore there is factual basis to prove that is motive of showing upon extreme bias and prejudice which is being openly expressed towards me due to the civil complaints filed upon that for being corrupt and for showing preferential treatment to white Drug traffickers with badges and white prosecutors who show favoritism to white detectives with Sexual Misconduct charges pending upon them who are in fact the lead culprits under heavy Federal investigation and that dose bar these corrupt racist Government officials from proceeding forward with criminal case they are under Federal Statute 18 U.S.C. §§ 208-216 a Felony conflict of interest. Since counts of the same crime does by law make any criminal act a felony offense.

And any biases which they do harbor towards me for filing under RECO case upon them, must not be allowed to play any role in the matter. Such official complacency with much opportunism, when racial bias with intended prejudices infiltrates the criminal Justice system is not to be tolerated. Since not only the inmate suffers through the racially bias racially prejudice motivations, so does the public whenever the appearance of racial bias goes uncorrected in any American courthouse...

And under Federal Statute 18 U.S.C. § 1346 by the Judge openly being prejudice and showing preferential treatment and favoritism, I am being defrauded of my equal protection under the U.S. Constitution's Fourteenth Amendment, which also violates my substantial rights under Rule 52(b) and this context affects the very integrity of the trial process and it indicates that a serious injustice has been and continues to be committed...

under the violation of [RECO] 18 U.S.C. § 1963 (a)(1) which derives directly or indirectly from racketeer activities like fraud or exploitation by attempting a catch-22 offense F.D. at § 1963 (a)(3), which by virtue of law it's a showing of bad faith and to allow the denial of clearly exculpatory evidence it's also a violation of due process which is being committed...

And since _____ is the _____ he must be held
liable since _____ minute entreeces will prove that what is
being stated hold's merit and colorable claim.

I have upon Verbal and written requests placed upon motions, writs
and petitions requested personnel files of the States witnesses, but
to this day continues to be denied. Therefore violating the Jennings rule
United States v. Jennings 960 F.2d 1488, 1489 (9th Cir, 1992).

_____ and how I stake in my claim. I have requested personnel
files _____

_____ and _____ also.

I clearly know that
have been implicated in many corruption scandals, and have been
demoted and placed on administrative leave,
creating a blenthorn violation. Since all of these
States witnesses do have criminal backgrounds.

Also by _____ always allowing _____ to get away
with her malicious prosecution. And by _____ allowing the corrupt
prosecutor to aggravate the charge. Under United States v. Gaddis, 424
U.S. 544, 96 S.Ct. 1023, 47 L.Ed.2d 222 (1976). _____ is merely one of
a series of cases holding that one may not be charged, convicted and
punished for two closely-related crimes set forth in the same statute,
and that is exactly what _____ is allowing for prosecution

_____ and the sellout court appointed attorney _____ to
do in order to continue concealing the governmental corruption.

And for _____ allowing for that to continue the ex post
facto clause is being violated. This is another U.S. Supreme Court
case set in Stone, under United States v. Crozier.

as stated The ex post facto clause bars any law which "imposes a punishment for an act which was not punishable by imprisonment at the time [the act] was committed, or any law which imposes punishment greater than the punishment prescribed when the act was committed United States v. Crozier, 777 F.2d 1376, 1383 (9th cir. 1985)

Also under Brady Violation is allowing prosecutor to deny the production of evidence requested pertaining to her status witnesses due to the fact it will damage all of their credibility and ruin their careers and even have them indicted, and prosecuted and by allowing for that to continue, he is once again in clear violation of Federal Felony Conspiracy 18 U.S.C. 371, denial of production of requested evidence, also a violation of due process of law, as well as Henthorn, United States v. Henthorn, 931 F.2d (9th cir. 1991)

Also how is allowing for prosecutor as well as to get away with so much open Governmental corruption by the committing an Oropeza Violation under United States v. Oropeza, 564 F.2d 316, 323 (9th Cir. 1977) (a person cannot be convicted of distribution and possession of the same narcotics), and by what is allowing for the prosecution to do is clearly a case of Double punishment which is again Federal Felony Conspiracy under Federal Statute 18 U.S.C. §§ 371, as well as another U.S. Fed. Const violation of the Fourteenth Amendment equal class right and The Fifth Amendment due process of law rights.

And now and to preside Jury Trial, wherefore, I have been found guilty by a Jury of my peers, and I lost the Trial upon Date of and I should have been within

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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.**

2016-279

To whom it may concern,

I'm writing on behalf of an extremely serious matter, concerning a

Judge, by the name of

on date of

Trial by Jury to case

Started on

terminated

the trial after evidence had been presented upon A Fourth Amendment violation, to the empaneled Jury.

entered and searched
of

without a Search warrant
which was seized on date

committing illegal Search and Seizure.

on the suppression hearing the state showed spliced up
Video fixed to their specification, My Attorney he
objected to the fact of the video being doctored up but

overruled the objection and very many others showing
much partiality and favor to the state.

He allowed for tainted evidence to be used upon trial
which he allowed to case Therefore making

This trial a Double Jeopardy case since the

Jury had already heard evidence from witnesses
of the state when fore upon Trial by Jury those same

witnesses testified again upon me, on 2nd Trial by Jury.

Then the state all throughout the case withheld clearly
exculpatory evidence which my Attorney mentioned but
allowed it to happen therefore again

showing much partiality, to me the defendant

Therefore rendering case an unfair trial which slanted much
in favor of the state. The trial by Jury transcripts will clearly
prove what I state.

I clearly know that the commission on judicial conduct

will also by pass and ignore my claim since I clearly am a poor Mexican and the Majority of you people are clearly all white Republicans how those who conspired upon me are, but since I lost the trial and am facing for of meth and of heroin which I did not possess or even had for personal use, I must let you once again know of the corruption which continues in court.

I clearly know that the is going to dismiss my complaint by once again saying that has not violated any of my constitutional rights and that the commission does not have jurisdiction I realize it's typical for Judicial Brethren to continue to cover up the malfeasance and corruption for one another but how I state upon this letter.

I feel it's necessary for the commission to know that the Dis honorable not only allowed the State to use tainted evidence which under the Fourth Amendment should have been suppressed and not allowed for use in the Trial, but he also ruled Trial to not be a double Jeopardy case, of course it is since Jury Trial started on This started again on

And both Jury Trials are to criminal case which is under Appeal from the US Ninth Circuit Court of Appeals, due to the fact in which different Jury trial selectors were empanelled to hear the case, both times therefore making the case a double Jeopardy case and not only a Double Jeopardy case but Rule 8 was violated, also!

Due to the fact this case was delayed over the time I get it will be and end that has violated my constitutional rights if the state cannot with written motions prove they submitted to the an extraordinary issue within the day upon initial appearance, but most likely then not the state will clearly claim they filed under the for it or a how has done many times in the past and allowed it and now the extremely corrupt allowed it also.

Then was the to a prior case I had be prosecuted therefore committing a conflict of interest, he should not have remained the trial judge he clearly showed way too much favor and preferential treatment to the prosecution, how I've said at start of this letter.

All white Republicans here in Arizona cover up the much corruption and malfeasance, I thought the United States government is to be "a government of laws, and not of men," A pardon by definition was an act of grace by a politician "if the exercise of legal right turns an act of grace" Then we no longer live under a government of law" but a government of white republican men who show partiality in judgement and preferential treatment to their Judicial Brothers and in the process do violate defendants due process of law, and nobody does a damn thing about it.

Instead what is said is, The commission does not have Jurisdiction to review the legal sufficiency of the Judges ruling.

Therefore how I've said, not a damn thing acts done about it
then the commission said

is not a drug issue,

This statement comes from evidence which another
withheld until almost the end of the trial
because prosecutor clearly told everyone
who testified against me not to co-operate with
the defense attorney and did not
do nor say a damn thing about it. [HE ALLOWED IT!]

The person who is more likely than not the guilty
party to those drugs found was given full immunity
to testify he lied several times on and off of the
stand and allowed it to go on.

And the lied also but since the
has full immunity these liars are allowed to lie and
not produce cleanly exculpatory evidence concerning
her witnesses who has been demoted
for and

the name of
and has paper trail of sexually
extorting a man by the name of
but allowed for this
worthless animal of a different breed to testify
without impeachment.

I realize that I'm wasting a stamp and paper
by writing to the commission on judicial conduct
but it's okay since the U.S. Dept of Justice will
also receive a letter, this issue needs to involve a
3rd independent force, from out of Arizona!

Therefore I am letting the Arizona Commission on Judicial conduct know that I have already notified The U.S. Dept of Justice, The Ninth Circuit Court of Appeals also.

I even had a Set but it will be changed due to the U.S. District Court District of Arizona must send a certificate of appealability

Therefore to make my point, what I claim has much colorable claim with solid foundation, and I have legal Federal documentation to prove what I say.

Now, The complaint I am Filing upon The is of 1, Abuse of Discretion For the reason(s) he has been very bias prejudice and in fact, has shown extreme partiality.

2. He is guilty of conspiring against me due to the fact he does not appreciate who I am. Since I filed a civil complaint upon From The and also upon the

incentive he is against me in opposition,
3. He is mad at me for the fact I told him he showed a one sided ruling in favor of the State all throughout the trial by Jury and the trial was rigged to the States favor, Therefore I clearly know he is going to to yrs in prison for of meth and of Heroin planted in a which had my name on it, and knows this!

4. Back to # 1. He showed clear Abuse of Discretion and partiality upon me Defendant due to the fact he only

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