

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 20-290

Judge:

Complainant:

ORDER

December 23, 2020

The Complainant alleged a pro tem appellate court judge had a disability that caused him to improperly dismiss his appeal.

The role of the Commission on Judicial Conduct is to impartially determine whether a judicial officer has engaged in conduct that violates the Arizona Code of Judicial Conduct or Article 6.1 of the Arizona Constitution. There must be clear and convincing evidence of such a violation in order for the Commission to take disciplinary action against a judicial officer.

The Commission does not have jurisdiction to overturn, amend, or remand a judicial officer's legal rulings. The Commission reviewed all relevant available information and concluded there was not clear and convincing evidence of ethical misconduct in this matter. The complaint is therefore dismissed pursuant to Commission Rules 16(a) and 23(a).

Commission members Barbara Brown, Michael J. Brown and Joseph C. Kreamer did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on December 23, 2020.

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2020-290

COMPLAINT AGAINST A JUDGE

Name: _____

e's Name: _____

Instructions: Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

My NAME is
AND THIS 'JUDICIAL' Complaint, is in
reference TO "Disability", AS THE
HONORABLE _____ in THE
ARIZONA COURT OF APPEALS, STATE OF ARIZONA,
- A Judge WITH A
'Temporary'; OR 'PERMANENT' Condition, be it
physical OR MENTAL, which makes a Judge,
"UNable to discharge all the duties", of the
Judicial office, AND THIS 'DEFENDANTS',
STATEMENT OF CLAIM, will Prove THE 'BASIS'
FOR THIS GRIEVANCE, AS IT IS NOT in reference
TO THE 'outcome OF THE APPEAL', BUT THE
"Disability"

3

* Please See notes, and exhibits

' A Disability ' HAS CAUSED
THE HONORABLE
TO ' OVERLOOK THE APPEAL OF
NON - JUDICIAL ACTS BY

Superior Court AND Appellate Courts
IN Reference TO

NOT

, SINCE

Plaintiff ' DOES Realize THE Violation
OF Due process, AND OBSTRUCTION OF Justice,
DENIAL OF FAIR AND Due process IN

* IT IS ' CLEAR ' , AND HAS BEEN Duly
NOTED ; DEFENDANT ' APPEALED '
WHICH WAS A WRONGFUL
Conviction, INCARCERATION (:)

GOD Bless

STATEMENT OF CLAIM
- OVERLOOKED FACTS -

#1 DENIED THE SIXTH AMENDMENT Right FOR SELF-REPRESENTATION; Right TO REFUSE COUNSEL; Right TO 'FAIR AND DUE PROCESS' - THESE 'DENIALS' OF THIS DEFENDANTS 'Right TO Petition', AND 'Right TO SELF-REPRESENTATION', HAS LED TO 'VARIOUS Filings Entered'

#2 STILL AWAITING TRIAL? I HAVE YET TO BE ALLOWED, TO EVEN ENTER THIS STATEMENT IN COURT, AS I CONTINUE TO 'BEG', TO BE ALLOWED TO REPRESENT SELF AT TRIAL? I DID NOT KNOW I WAS AWAITING TRIAL, *AS HAS NOT Communicated WITH DEFENDANT ABOUT ANYTHING

#3

DEFENDANT WAS NOT APPEALING

IN THE

) Court of Appeals
)
 Appellee,)
)
 v.) County
) Superior Court
) No.
)
 Appellant.)
)
)

ORDER DISMISSING APPEAL

#1

Appellant has filed a notice of appeal that references various
pretrial rulings entered by the superior court. The record indicates
 appellant is still awaiting trial and the superior court has not yet
 entered any order that is appealable pursuant to Arizona Revised Statute
section 13-4033. Therefore,

IT IS ORDERED dismissing this appeal.

#3

/s/

Judge Pro Tempore

A copy of the foregoing was sent to:

#4

- Conflict; NAMED lawsuit

#5

**THE COMMISSION'S POLICY IS
TO POST ONLY THE FIRST FIVE
PAGES OF ANY DISMISSED
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.**