

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 24-008

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Judge:

Complainant:

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**ORDER**

May 24, 2024

The Complainant alleged a retired superior court judge made improper rulings in a trial in 2011.

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 and Delia R. Neal did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on May 24, 2024.

# Judicial Compliant

1. Fact of Evidence show this is justifiable homicide case.
2. The fact of evidence shows the defendant feared for his life and the lives of his passengers’.
3. The fact of evidence shows the case was over charged with 1<sup>st</sup> degree murder.  
The facts of evidence the jury trial being one sided and totally unfair to the defendant.
4. The fact of evidence shows the wrong jury instruction applied to the case that did not rectify with the justifiable supported evidence constitutes constitution violations and unethical judicial conduct.

months before jury trial start date, the Defendant Attorney was retained to provide professional adequate legal service, asks the judge for the proper jury instruction that rectifies the case justifiable supported evidence in the case vs the 1<sup>st</sup> degree murder that did not rectify with the case supported evidence? And the judge failed to rectify the jury instruction issues on hand.

Weeks before the defendant 1 degree murder jury trial start date, the attorney tells the court that he is not fully prepared to provide adequately representation for the defendant justifiable case, asks the judge for reasonable time to continue the defendant original jury trial date to fully prepare and provide adequate legal representation to the defendant defense and the judge failed to rectify the jury instruction issues on hand.

The judge offers the attorney weeks extension to continue the defendant 1 degree murder case/ justifiable homicide, vindicates “ ” and deprive the defendant constitutional right to adequate legal representation, fair jury trail and judicial honorable service did not rectify the jury instruction issue to proper term.

- a. The judge knowing weeks from the original jury trial date would not be enough time for the defense attorney to adequately prepare and provide adequate legal representation to the defendant case, rectify with the attorney to accept the week continues from the original jury trial date, replicate “ ”, “ ” in violation the defendant constitutional right to fair jury tail and honorable judicial service.

- b. The judge failed to follow rule of law criminal procedure and did not rectify the proper jury instructions to the case justifiable supported evidence in violation the defendant constitutional due-process rights to a fair jury trial and judicial honorable service.
5. The Jury Trial \_\_\_\_\_, the judge knowingly knew the defendant attorney would be unprofessional and did not follow rule of law supported evidence criminal procedure failed to rectify the case to the proper jury instruction criminal procedure.
- a. allows the trial jurors to hear misleading information, repeatedly, deceptively every complicit element of 1<sup>st</sup> degree criminal crime of intent through every complicit element of 2<sup>nd</sup> degree murder criminal crimes of intent, through every complicit elements of reckless endangerment source of manslaughter complicit entity overwhelming misinformation of disinformation that did not rectify with the justifiable supported evidence in the case in violation to the defendant constitutional due-process right to a fair jury trial and honorable judicial service.
  - b. The judge repeatedly misled the jury quotes “ \_\_\_\_\_ ” when the Fact of evidence proves the defendant did not plea “ \_\_\_\_\_ ” to these charges”, the fact of evidence proves the defendant “Plead Offense of Defense in Self Defense in fear for his life and the lives of his passenger’s lawful justifiable rectification and not judicial misrepresentation violations to the defendant constitutional rights to fair jury trial and honorable judicial service.
  - c. The judge dishonorable service instructed the jury to disbelieve in the defendant creditability to be unbelievable, unreasonable personal to be believable, orders the defendant is unreasonable person is unbelievable creditability as the defendant is not reasonable creditable or believable testimony is not what a reasonable person would do indicating bias dictation to discredit the defendant self-defense testimony supported by facts of evidence in violation to the defendant’s constitutional due-process right to a fair jury trial and honorable Judicial service.

6. The judge knowingly knows the defendant was willing to testified to this fearful night, allows the wrong jury instructions applied to the case to shift the burden in the case to criminalize the defendant justifiable testimony supported by facts of evidence in violation to the defendant 5<sup>th</sup> amendment constitution right against self in-criminalization to constitute this unconstitutional jury trial guilty verdict civil rights violations and violations to the Judicial Code of Conducts.
  
7. The Judge dishonest service
  - a. Failed to up-hold the judicial to the Courts highest standard.
  - b. Failed to follow rule of law that would have abolished the defendant from the criminal charges.
  - c. Failed to provide the proper jury instruction that would have made an invaluable difference to the trial jury verdict
  - d. Victimize the defendant to years unconstitutional institutionalization violation against the defendant constitutional due-process rights to freedom liberty and violation to the judicial code of conducts.
  
8. The Judicial lack of diligence
  - a. Failed to rectify the defendant unjustified appeal.
  - b. Failed to rectify the appellant unjustly guilty jury verdict.
  - c. Failed to rectify the defendant 9 circuit unjustly jury trial guilty verdict.
  - d. Failed to rectify the defendant Wits of Certiorari unjustly guilty jury trial verdict.
  - e. Failed to rectify the truth supported by facts of evidence justifiable homicide rule of law criminal procedure.
  - f. Failed to honor the defendant constitutional rights to equal protection, equal equality in justice and the human right to civil liberty in violations to the constitution rules of law and the Judicial Code of Conducts that leave distrust to this Judicial system. And  
Therefore, I ask in you to rectify these constitution violations and Judicial Misconduct.

Thank you,



Defendant Mother