## IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

No. 34,189

IN THE MATTER OF HON. ROLAND MADRID Municipal Judge, Village of Santa Clara, New Mexico

INQUIRY CONCERNING HON. ROLAND MADRID Inquiry Nos. 2013-105, 2013-106, 2013-107 & 2013-108

SUPREME COURT OF NEW MEXICO FILED

FEB - 4 2014

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FILED UNDER SEAL PURSUANT TO 27-104(B) NMRA

## VERIFIED PETITION FOR IMMEDIATE TEMPORARY SUSPENSION

JUDICIAL STANDARDS COMMISSION Post Office Box 27248 Albuquerque, New Mexico 87125-7248 (505) 222-9353

RANDALL D. ROYBAL

Executive Director & General Counsel

PHYLLIS A. DOMINGUEZ Investigative Trial Counsel

Counsel for Petitioner

HON. ROLAND MADRID Santa Clara Municipal Court Post Office Box 316 Santa Clara, New Mexico 88026 (575) 537-6417

Respondent

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Respondent

## IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

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INQUIRY CONCERNING HON. ROLAND MADRID Inquiry Nos. 2013-105, 2013-106, 2013-107 & 2013-108

## **VERIFIED PETITION FOR IMMEDIATE TEMPORARY SUSPENSION**

The Judicial Standards Commission of the State of New Mexico ("Petitioner"), through the undersigned counsel, hereby petitions under seal pursuant to Rule 27-104(B) NMRA the New Mexico Supreme Court for an order that immediately and temporarily suspends Respondent Hon. Roland Madrid from judicial office pending completion of the Petitioner Judicial Standards Commission's proceedings. The Commission hereby requests, pursuant to Rule 27-104(B) NMRA, that this Petition and all Responses thereto should be unsealed upon an Order of the Court. As grounds for this verified petition, Petitioner states:

- 1. Petitioner invokes its jurisdiction and files this *Verified Petition for Immediate Temporary Suspension* pursuant to Petitioner's power to recommend the discipline of judges and the Supreme Court's power to discipline judges under N.M. Const. art. VI, §32; the Supreme Court's power of superintending control under N.M. Const. art. VI, §3; Rule 27-201(A)(4)(a) NMRA 1996 of the Rules Governing Review of the Judicial Standards Commission Proceedings, and Rule 32(A)(4)(a) NMRA 2010 of the Judicial Standards Commission Rules.
- 2. The Respondent, Hon. Roland Madrid, is a municipal judge for the Village of Santa Clara, New Mexico.
- 3. Respondent is alleged to have committed acts that may constitute willful misconduct in office. The alleged acts are fully set forth in the Commission's *Notice of Preliminary Investigation*. (See attached Exhibit A, Notice of Preliminary Investigation in Inquiry Nos. 2013-105, 2013-106, 2013-107, and 2013-108.) The allegations are summarized as follows:

## **Illegal Activity/Abuse of Office**

- A. On November 18, 2012 Judge Madrid received a warning from USDA Forest Service Officer Canuto Molina for illegally cutting green trees in the Gila National Forest in the Silver City Ranger District on the Shrine Mine Road. One hour after receiving the warning, Judge Madrid was again found to be illegally cutting green trees and received a citation from Officer Molina. Judge Madrid tried to use his position to gain personal advantage or deferential treatment when he told Officer Molina that he was the judge in Santa Clara. (See Exhibit B, Affidavit of Law Enforcement Officer Canuto Molina.)
- B. On November 7, 2012 Judge Madrid was involved in an altercation at the Turnerville Cemetery and failed to cooperate with the investigating officer by refusing to give a statement to Sheriff's Deputy Michael Leftault regarding the incident. Judge Madrid told Deputy Leftault that he was a judge, the incident was a family matter, and that Judge Madrid took care of it.

## Inappropriate Court Closures and Failure to Appoint an Alternate Judge

- C. Judge Madrid did not hold court sessions during the months of September and October of 2011 and from December 2011 through February 2012. (See <u>Exhibit C</u>, 2012 Schedule of Findings and Responses for the Village of Santa Clara, Page 93, Paragraph 1, <u>Emphasis added</u>.)
- D. Judge Madrid improperly closed the Santa Clara Municipal Court from December 18, 2013 until January 22, 2014 without notice so that an alternate judge could be appointed in his absence and stated to court staff that he was going on vacation and would be hunting.

E. Judge Madrid stated to court staff that he was only required to hold court for eight hours per month regardless of the amount of cases filed in his court, and that taking phone calls from defendants would count towards his eight hours.

## Lack of Continuing Judicial Education Credits

F. Judge Madrid failed to obtain Continuing Judicial Education credits for the years 2008, 2010, 2011, 2012 and 2013. (See Exhibit D, Letter from Pam Lambert Director of the Judicial Education Center with attached Educational Transcript.) Judge Madrid signed in at the Municipal Judges Annual Conference held on May 1-3, 2013 but failed to attend all sessions of the conference.

## Failure to Submit Reports and Remittances

- G. In 2007, 2008, 2009, 2010, 2011, 2012 (except for July 2012), and the months of February, March, and May of 2013 Judge Madrid failed to file monthly reports and remittances to the governing body of the Village of Santa Clara as required by § 35-14-7 NMSA 1978. The failure to submit reports is a misdemeanor offense punishable by a fine not more than two hundred dollars (\$200) or imprisoned not more than ninety days, or both. See § 35-14-9 NMSA 1978. (See Exhibit E, Letter from Village of Santa Clara Mayor Richard Bauch, and Exhibit H, Page 4, Paragraph 6, Affidavit of Edith S. Gutierrez, Emphasis added.)
- H. Judge Madrid failed to file <u>Municipal Court Monthly Reports</u> and failed to submit remittances to the Administrative Office of the Courts as required by § 35-14-11(G) NMSA 1978 for the months of April and July of 2009 and January through June of 2013. (See <u>Exhibit F</u>, Cash Receipts Report from AOC, <u>Emphasis added</u>.)

- I. Judge Madrid failed to timely file the <u>Municipal Court Monthly Reports</u> and failed to submit remittances to the Administrative Office of the Courts as required by § 35-14-11(G), for twenty-one months. (See <u>Exhibit F</u>, Cash Receipts Report from AOC, <u>Emphasis added</u>, and **Exhibit L** for a detailed list of months.)
- J. From January 2, 2013 through June 30, 2013 Judge Madrid failed to file Municipal Court Judicial Education Fee Monthly Reports and failed to submit remittances to the New Mexico Judicial Education Center as required by § 35-13-11(F) NMSA 1978. (See Exhibit G, JEC Report from 2009-2013, Page 3, Emphasis added.)

## Failure to Make Deposits

- K. Judge Madrid failed to deposit funds received from fees and fines collected by the municipal court in a timely manner. An audit for fiscal year 2012 indicated that a deposit was made on June 21, 2012 of receipts collected during the period of October 6, 2011 through June 13, 2012. (See <u>Exhibit C</u>, 2012 Schedule Findings and Responses for the Village of Santa Clara, Page 93, Paragraphs 7-8, and <u>Exhibit H</u>, Affidavit of Edith S. Gutierrez, Page 4, Paragraph 7(b), <u>Emphasis added</u>.)
- L. Judge Madrid failed to deposit bond monies into the court's bond account and failed to properly process bond paperwork. (See <u>Exhibit H</u>, Affidavit of Edith S. Gutierrez, Page 5, Paragraph 8, <u>Emphasis added</u>.)

## **Abuse of Court Resources**

M. Judge Madrid used the municipal court's laptop computer and cell phone for his personal business. (See <u>Exhibit I</u>, Affidavit of Leonel ("Lonnie") A. Sandoval, Paragraph 7, <u>Emphasis added</u>.)

## Failure to Sign Bench Warrants

N. Bench warrants were issued on January 5, 2011 *Village of Santa Clara vs. Lisa Garcia*, Docket Number 201001286, on January 5, 2011 in *Village of Santa Clara vs. Chad Gordon*, Docket Number 201001506, and on July 13, 2010 in *Village of Santa Clara vs. Jennifer* Johnson, Docket Number 201000864, which Judge Madrid allowed to be signed by someone other than him or a duly appointed alternate. (See <u>Exhibit H</u>, *Affidavit of Edith S. Gutierrez*, Pages 18, 26, & 30 Redacted.)

## **Due Process Violations and Improper Ex Parte Communication**

O. Judge Madrid acted as interpreter at a court proceeding; failed to allow the prosecuting officer to be heard at an arraignment; conducted telephonic hearings without officers present; adjudicated citations without notice or opportunity to be heard by the prosecuting officer; told a defendant that he would speak to an officer to have a citation dismissed; and failed to hold any trials even though the Santa Clara Police Department issued nine hundred and forty (940) citations. (See <a href="Exhibit I">Exhibit I</a>, Affidavit of Shirley Wiegel and <a href="Exhibit I">Exhibit I</a>, Affidavit of Leonel ("Lonnie") A. Sandoval, Page 1, Paragraph 2, <a href="Emphasis added">Emphasis added</a>.)

## Failure to Properly Perform Judicial and Administrative Duties

- P. Between August 31, 2012 and March 29, 2013 Judge Madrid failed to perform judicial and administrative duties competently and diligently by failing to:
  - Submit abstracts to the New Mexico Motor Vehicle Department as required by Section 66-8-135(B) NMSA 1978. (See <u>Exhibit K</u>, Letter from Bernadette Gonzales, Records Supervisor/Custodian of

Records for Taxation and Revenue Department, Motor Vehicle Division.)

- Include dates of adjudication on abstracts
- Include docket numbers on abstracts
- Issue summonses to police officers
- Process citations
- Process citations correctly
- Process cases
- Ensure a filing system was in place in order that case files could be located and/or easily located (seventeen (17) files were unable to be located for this period of time)

(See <u>Exhibit H</u>, Affidavit of Edith S. Gutierrez and <u>Exhibit 1</u> of Ms. Gutierrez's affidavit, <u>Emphasis added</u>.)

- 4. Petitioner is conducting an investigation into Respondent's alleged acts of misconduct.
- 5. Petitioner requests that the Supreme Court issue an order that the Respondent be immediately and temporarily suspended. As such, this Court would control the time, terms, and conditions of Respondent's return to official duties.
- 6. Some of Respondent's alleged acts may constitute criminal conduct and willful misconduct in office as set forth in Article VI, §32 of the New Mexico Constitution.

7. Petitioner certifies that Respondent's immediate temporary suspension from judicial office is necessary pending the Petitioner Judicial Standards Commission's proceedings. Petitioner's Certificate to this Supreme Court is attached hereto as <a href="Exhibit M">Exhibit M</a>. Petitioner defers to this Supreme Court as to whether Respondent's temporary suspension shall be with or without pay.

WHEREFORE, Petitioner prays for an Order from the Court that immediately and temporarily suspends Respondent Hon. Roland Madrid from judicial office pending completion of Petitioner's disciplinary proceedings.

Respectfully Submitted,
IUDICIAL STANDARDS COMMISSION

RANDALL D. ROYBAL

Executive Director & General/Counsel

PHYLLIS A. DOMINGUEZ Investigative Trial Counsel

Post Office Box 27248 Albuquerque, NM 87125-7248 (505) 222-9353

## **VERIFICATION**

STATE OF NEW MEXICO ) COUNTY OF BERNALILLO) ss.

I, <u>Phyllis A. Dominguez</u>, having been duly sworn, do hereby state that I have read and understand the Petition and that the statements contained in the Petition are correct and true to the best of my knowledge.

PHYLLS A. DOMINGUEZ

Investigative Trial Counsel

Judicial Standards Commission

SUBSCRIBED AND SWORN TO before me by Phyllis A. Dominguez,

this <u>////</u> day of February 2014.

Notary Public

My Commission expires:  $\frac{\sqrt{-8-2005}}{}$ 

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was mailed via certified mail, return receipt requested, on this 4th day of February 2014, to the Respondent as follows:

Hon. Roland Madrid Santa Clara Municipal Court P.O. Box 316 Santa Clara, New Mexico 88026

I FURTHER CERTIFY that the Commission is making arrangements to have a true and correct copy of the foregoing personally served upon the Respondent.

PHYLLIS A. DOMINGUEZ

## EXHIBIT LIST

## PETITION FOR TEMPORARY SUSPENSION In the Matter Hon. Roland Madrid Inquiry Nos. 2013-105, 2013-106, 2013-107 & 2013-108

Exhibits to Petition

Corresponding Letter in the Notice of Preliminary
Investigation

reliminary Allegation

Failure to submit reports and remittances in a timely manner	K	List of months in which reports and remittances were not timely filed to AOC  f. Petitioner's Certificate	X L
Failure to submit abstracts to MVD	BB		<b>7</b>
Due process violations and improper ex parte communication	S, T, U, V, W, X, Y, & Z	Affidavit of Shirley Wiegel, Animal Control Officer for the Village of Santa Clara	<u> </u>
Failure to schedule trial and misuse of court property	O & AA	Affidavit of Leonel ("Lonnie") A. Sandoval, Chief of Police, Village of Santa Clara	H
Failed to make daily deposits and failed to	M, N & BB	H. Affidavit of Edith S. Gutierrez, Court Clerk Specialist	ļ <sub>F</sub>
Failure to submit monthly reports and	L		<u>و</u>
Failure to submit monthly reports and failure	J&K	_	Ħ
Failure to submit monthly reports to the			in
Failure to Complete Judicial Education	G	D. Letter from Pam Lambert, Director, Judicial Education Center with attached Educational Transcript	
Court Closures	D&M	<ul> <li>C. 2012 Schedule of Findings and Responses for the Village of Santa Clara</li> </ul>	
Illegal Activity/Abuse of Prestige of Office	A, B & C	B. Affidavit of Law Enforcement Officer Canuto Molina	
	N/A		

POST OFFICE BOX 27248
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RANDALL D. ROYBAL Executive Director & General Counsel

> PHYLLIS A. DOMINGUEZ Investigative Trial Counsel

DEBORAH BORIO
Investigative Trial Counsel

FEB 0 1 2014

NM JUDICIAL Standards comasses

February 4, 2014

## CONFIDENTIAL

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Hon. Roland Madrid Santa Clara Municipal Court P.O. Box 316 Santa Clara, New Mexico 88026

RE: Inquiry Nos. 2013-105, 2013-106, 2013-107, 2013-108

Dear Judge Madrid:

The above-referenced matters came before the Judicial Standards Commission on either a verified complaint or the Commission's own motion. As part of a preliminary investigation pursuant to Rule 14(F) of the Judicial Standards Commission Rules (NMRA), the Commission requires that you provide a written explanation as to the matter(s) discussed below.

## Illegal Activity/Abuse of Office

- A. It has been alleged that on November 18, 2012 you received a warning from USDA Forest Service Agent Canuto Molina for illegally cutting green trees in the Gila National Forest in the Silver City Ranger District on the Shrine Mine Road.
- B. It has been alleged that on November 18, 2012 approximately one hour after receiving a warning from USDA Forest Service Agent Canuto Molina for illegally cutting green trees, you were again found to be illegally cutting green trees within the Gila National Forest and received a citation from Agent Molina.
- C. It has been alleged that on November 18, 2012 you used or attempted to use your position to gain personal advantage or deferential treatment and abused the prestige of judicial office by trying to avoid a citation when you told USDA Forest Service Agent Canuto Molina that you were the judge of Santa Clara.

EXHIBIT A

## **Court Closures**

- D. It has been alleged that court sessions were not held during the months of September and October of 2011 and from December 2011 through February 2012.
- E. It has been alleged that you improperly closed the Santa Clara Municipal Court from December 18, 2013 until January 22, 2014 without notice to the district court so that an alternate judge could be appointed in your absence.
- F. It has been alleged that you stated to court staff that you were only required to hold court for eight hours per month regardless of the amount of cases filed in your court, and that taking phone calls from defendants would count towards your eight hours.

## **Continuing Judicial Education**

- G. It has been alleged that you failed to obtain Continuing Judicial Education credits for the years 2008, 2010, 2011, 2012 and 2013.
- H. It has been alleged that you signed in at the Municipal Judges Annual Conference held on May 1-3, 2013 but failed to attend all sessions.

## Reports and Remittances

- I. It has been alleged that in 2007, 2008, 2009, 2010, 2011, 2012 (except for July 2012), and the months of February, March, and May of 2013 you failed to file monthly reports and remittances to the governing body of the Village of Santa Clara as required by § 35-14-7 NMSA 1978. The failure to submit reports is a misdemeanor offense punishable by a fine not more than two hundred dollars (\$200) or imprisoned not more than ninety days, or both. See § 35-14-9 NMSA 1978.
- J. It has been alleged that you failed to file <u>Municipal Court Monthly Reports</u> and failed to submit remittances to the Administrative Office of the Courts as required by § 35-14-11(G) NMSA 1978 for the months of April and July of 2009 and January through June of 2013.
- K. It has been alleged that you failed to timely file the <u>Municipal Court Monthly Reports</u> and failed to submit remittances to the Administrative Office of the Courts as required by § 35-14-11(G) for the following months:
  - 10/31/09 report submitted on 12/01/09
  - 01/31/10 report submitted on 03/04/10
  - 04/30/10 report submitted on 06/16/10
  - 08/31/10 report submitted on 11/02/10
  - 09/30/10 report submitted on 11/02/10
  - 12/31/10 report submitted on 03/01/11

- 01/31/11 report submitted on 03/01/11
- 08/31/11 report submitted on 10/03/11
- 09/30/11 report submitted on 05/08/12
- 10/31/11 report submitted on 05/08/12
- 11/30/11 report submitted on 05/08/12
- 12/31/11 report submitted on 05/08/12
- 01/31/12 report submitted on 05/08/12
- 02/29/12 report submitted on 05/08/12
- 03/31/12 report submitted on 05/08/12
- 05/31/12 report submitted on 08/14/12
- 06/30/12 report submitted on 08/14/12
- 09/30/12 report submitted on 11/14/12
- 10/31/12 report submitted on 01/03/13
- 11/30/12 report submitted on 03/08/13
- 12/31/12 report submitted on 03/18/13
- L. It has been alleged that from January 2, 2013 and June 30, 2013 you failed to file Municipal Court Judicial Education Fee Monthly Reports and failed to submit remittances to the New Mexico Judicial Education Center as required by § 35-13-11(F) NMSA 1978.

## **Deposits**

- M. It has been alleged that you failed to deposit funds received from fees and fines which were collected by the municipal court in a timely manner. An audit for fiscal year 2012 indicated that a deposit was made on June 21, 2012 of receipts collected during the period of October 6, 2011 through June 13, 2012.
- N. It has been alleged that you failed to deposit bond monies into the court's bond account and failed to properly process bond paperwork in the amount of Six Hundred and ninety-four dollars (\$694.00) in the case of Village of Santa Clara vs. Lisa Garcia, Docket Number 201001286; Two Hundred fifty-four dollars (\$254.00) in the case of Village of Santa Clara vs. Chad Gordon, Docket Number 201001536; and One Hundred ninety-one dollars (\$191.00) in the case of Village of Santa Clara vs. Jennifer Johnson, Docket Number 201000864.

## Court resources

O. It has been alleged that you used the court's laptop computer and cell phone for your personal business.

## **Bench Warrants**

- P. It has been alleged that on January 5, 2011 a bench warrant was issued for the arrest of the defendant in *Village of Santa Clara vs. Lisa Garcia*, Docket Number 201001286 which was not signed by you or a duly appointed alternate.
- Q. It has been alleged that on July 13, 2010 a bench warrant was issued for the arrest of the defendant in *Village of Santa Clara vs. Jennifer Johnson*, Docket Number 201000864 which was not signed by you or a duly appointed alternate.
- R. It has been alleged that on January 5, 2011 a bench warrant was issued for the arrest of the defendant in *Village of Santa Clara vs. Chad Gordon*, Docket Number 201001506 which was not signed by you or a duly appointed alternate.

## Due Process/Ex Parte

- S. It has been alleged that on or about April 4, 2012 in *Village of Santa Clara vs. Fernando Acosta*, Docket # 1012-00734, the defendant was not present for trial and you allowed the defendant's wife to testify and you acted as the interpreter for the defendant's wife contrary to Rule 8-113(B)(4) of the Rules of Procedure for the Municipal Courts and contrary to Section 1.3.8 of the New Mexico Municipal Court Manual for Judges and Staff.
- T. It has been alleged that you failed to allow the prosecuting officer the opportunity to be heard at arraignment in the case of *Village of Santa Clara vs. Tavars Nimmons*, Citation Number 2012001669, regarding the viciousness of a dog who was impounded for chasing students at an elementary school and one that had been previously impounded for biting two people in unprovoked attacks.
- U. It has been alleged that on May 8, 2013 you conducted an *ex parte* telephonic proceeding and dismissed the citation in *Village of Santa Clara vs. Sherry Garcia*, Citation Number 1025610-5 without notice to or opportunity for the prosecuting officer to be heard.
- V. It has been alleged that on or between May 13, 2013 and May 22, 2013 you conducted an ex parte proceeding and adjudicated the case of *Village of Santa Clara vs. Desiree Provencio*, Citation Number 1025665-2, without notice or opportunity for the prosecuting officer to be heard.
- W. It has been alleged that on or between May 17, 2013 and June 31, 2013 you conducted an ex parte hearing and adjudicated *Village of Santa Clara vs. Marisela Rodriguez*, Citation Number 1025687-3 without notice or opportunity for the prosecuting officer to be heard.
- X. It has been alleged that on or about May 11, 2013 you had ex parte communication with Frank Contreras regarding Village of Santa Clara vs. Frank Contreras, Citation Number

1025557-8 telling Mr. Contreras that you would speak to the citing officer to have Mr. Contreras's citation dismissed.

- Y. It has been alleged that you conducted an *ex parte* telephonic hearing in the matter of *Village of Santa Clara vs. Andreas Gomez*, Docket Number 201200822, without notice or opportunity for the prosecuting officer to be heard.
- Z. It has been alleged that you conducted an *ex parte* telephonic hearing in the matter of *Village of Santa Clara vs. Nick Chavez*, Citation Numbers 10287 and 10288, without affording notice or opportunity for the prosecuting officer to be heard.

## Judicial and Administrative Duties

- AA. It has been alleged that for fiscal year 2013 you failed to hold any trials even though the Santa Clara Police Department issued nine hundred and forty (940) citations.
- BB. It has been alleged that on or between August 31, 2012 and March 29, 2013 you failed to perform judicial and administrative duties competently and diligently by failing to:
  - Submit abstracts to the New Mexico Motor Vehicle Department as required by Section 66-8-135(B) NMSA 1978.
  - Include dates of adjudication on abstracts
  - Include docket numbers on abstracts
  - Issue summonses to police officers
  - Process citations
  - Process citations correctly
  - Process cases
  - Ensure a filing system was in place in order that case files could be located and/or easily located (seventeen (17) files were unable to be located for this period of time)
- CC. It has been alleged that on November 7, 2012 you were involved in an altercation at the Turnerville Cemetery and failed to cooperate with the investigating officer by refusing to give a statement to Sheriff's Deputy Michael Leftault regarding the incident at the Turnerville Cemetery.
- DD. It has been alleged that on November 7, 2012 you abused the prestige of judicial office when you told Deputy Lefault that you were a judge, the incident was a family matter, and that you took care of it.

Please provide the Commission with an explanation of these incidences and the factual and legal bases for your conduct. Your response to this letter must be submitted in writing and

must include an explanation and disclosure of all pertinent facts, including any relevant documents regarding the matters outlined herein. The Commission must receive your response within twenty-one (21) days of your receipt of this letter.

Sincerely yours,

Toyce Bustos

Chair

## **CERTIFICATE OF MAILING**

I hereby certify that a true copy of the foregoing was mailed on the \_\_\_\_\_\_ day of February 2014 by certified mail, return receipt requested to:

Hon. Roland Madrid Santa Clara Municipal Court P.O. Box 316

Santa Clara, New Mexico 88026

Shariesse T. McCannon Clerk of the Commission From:

01/14/2014 12:18

#973 P.002/003

FLED

JAN 1 4 2014

NM JUDICIAL STANDARDS COMMISSION

## BEFORE THE JUDICIAL STANDARDS COMMISSION OF THE STATE OF NEW MEXICO

INQUIRY CONCERNING A JUDGE

Inquiry No. 2013-105

## AFFIDAVIT OF LAW ENFORCEMENT OFFICER CANUTO MOLINA

- My name is Canuto Molina. I am over the age of 18. I am competent to make this swom statement, and do so freely and willingly.
- 2. I am employed by the USDA Forest Service.
- I was on patrol within the boundaries of the Gila National Forest on the Silver City Ranger District on the Shrine Mine Road on November 18, 2012.
- 4. I observed three men in a silver Chevy pickup truck with no registration on their utility trailer.
- 5. I issued a written warning for the trailer and I explained the law to the three men about cutting green wood.
- 6. Approximately one hour later I was patrolling the same area as noted in paragraph 3 and witnessed the same three men cutting green wood.
- 7. I approached the men who became irate and rude toward me.
- 8. Cutting green live alligator juniper is not allowed in the Gila National Forest.
- I asked the three men who was responsible for the continued cutting of green trees and no one would confess.
- 10. I advised the men that all three would be cited.
- 11. Roland Madrid finally confessed that he was the responsible individual.
- 12. I told Mr. Madrid that I advised them of the law an hour ago and warned them to stop cutting green trees.
- 13. Mr. Madrid told me, "Hey, are you gorma give me a ticket? You know I'm the judge of Santa Clara," or words to that effect.

EXHIBIT B From:

01/14/2014 12:18

#973 P.003/003

- 14. I told Judge Madrid that I was going to give him a ticket and explained that the men had been warned to stop cutting green trees but they continued to do so.
- 15. I told Judge Madrid that he should know the law. I asked Judge Madrid what he would do as a judge. Would he convict a person if that person broke the same law that they had earlier been told was illegal?
- 16. I cited Judge Madrid into Federal Magistrate Court. The citation was dismissed because I was participating in a drug raid on the day the hearing was scheduled and was unable to be present.

Further affiant sayeth naught.

Agent Canuto Molina

Subscribed and swom before me this 14th day of January 2014 by Canuto Molina

Notary Public

My Commission Expires (

STATE OF NEW MEXICO VILLAGE OF SANTA CLARA SCHEDULE OF FINDINGS AND RESPONSES, continued For the Year Ended June 30, 2012

## 2012-01 Material Weakness MUNICIPAL COURT PROCEDURES

## **Statement of Condition:**

Numerous problems were noted during FYE 06-30-12 in how the municipal court conducted its operations, including:

1. Court not held at scheduled times. I noted that records indicated that court had not been held during the months of September & October of 2011. Also, there did not appear to be Court sessions during the months of December 2011 through February 2012.

2. Docket sheets did not appear to be in use by the court. Rather, a sign-in sheet was used to indicate the individuals who wanted to have their cases heard by the Judge.

3. I was unable to locate any written "notices to appear" that might have been issued by the Judge or the court clerk during the year ended June 30, 2012.

4. There were no bench warrants issued during the year ended June 30, 2012.

5. There did not appear to be adequate follow-up on tickets that had been marked as Pending Assessments (PA's) or cases that had been adjudicated for which no payments had been received (through September 25, 2012) (according to the court's documentation). Through June 30, 2012 the number of adjudicated cases for which there were no payments indicated totaled 39 and the assessed fines and court costs totaled \$ 3,560.

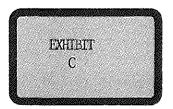
6. There were 90 speeding tickets issued during the year for which adjudication had not been rendered. The anticipated revenue (if all ticket were adjudicated at suggested fine and court costs) amounted to \$7,854.

7. Cash payments were not always deposited to the Village's operating accounts and at least 2 payments received by check had not been receipted in the court's receipt book.

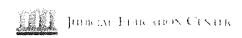
8. Court deposits were not being made in a timely manner. (i.e. – a deposit was made on June 21, 2012 of receipts collected during the period October 6, 2011 through June 13, 2012)

## Criteria:

NMRA 21-300( C)(1) "administrative diligence standard" states: "A judge shall diligently discharge the judge's administrative responsibilities, maintain professional competence in judicial administration and without bias and should cooperate with other judges and court officials in the administration of court business." NMRA 21-300( C)(2) states: "A judge shall inform and require the judge's staff, court officials, and others subject to the judge's direction and control to observe the standards of confidentiality, fidelity and diligence that apply to the judge." Further NMRA 21-300(B)(8) states "A judge shall dispose of all judicial matters promptly, efficiently, and fairly."







November 18, 2013

Phyllis Dominguez Judicial Standards Commission P.O. Box 27248 Albuquerque, NM 87125-7248

Re: Hon. Roland Madrid Educational Transcript

Dear Ms. Dominguez:

Enclosed is a Judicial Education Center (JEC) transcript for Santa Clara Municipal Judge Roland Madrid reflecting our records of his training activities through JEC.

Per our records, Judge Madrid attended JEC's annual Municipal Judges Conference in 2007, 2008, 2010, 2011, 2012 and 2013. In 2007 he attended the annual conference and submitted a Continuing Judicial Education (CJE) form reflecting 11.25 general credits and 2.25 ethics credits. For the years 2008, 2010, 2011, 2012 and 2013, he attended by signing in at the annual conference but he did not submit a CJE form resulting in 0 credits earned for each of those years. In 2009 he watched the recorded DVDs of the annual conference and submitted a self-study CJE form reflecting 10.2 general credits and 2 ethics credits.

Please let me know if you have any questions about this transcript or JEC's recordkeeping procedures.

Sincerely,

Pam Lambert

Director

Enc: Hon. Roland Madrid CJE Report

# Madrid, Roland - Continuing Judicial Education (CJE) Report

Ethics DV			
Eth	2.25		2
Gen	11.25	Did not submit	10.2
Location Gen	Albuquerque 11.25	Albuquerque	Albuquerque
Dates	June 19-22, 2007	June 24-26, 2009	10/15/09
Pro Type	Annual	Annual	DVD
Year Type Program	Municipal Conference	Attended Municipal Court Conference	Self Stud Muni Court Conference
Type	Attend	Attended	Self Stud
Year	2007	2008	2009

## Madrid, Roland- Continuing Judicial Education (CJE) Report

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Year	Year Program	Type of Program	Dates	Location	Action	Gen	Gen Ethics Notes	Notes
2010	Municipal Court Judges Professional Develop Annual	Annual	6/23/2010-6/25/2010	Albuquerque, NM	Attended	0	0	did not submit form
2011	Municipal Court Judges Professional Develop	Annual	5/2/2011-5/4/2011	Albuquerque, NM	Attended	0	0	did not submit form
2012	Municipal Judge Professional Development	Annual	5/2/2012-5/4/2012	Albuquerque, NM	Attended	0	0	did not submit form
2013	Municipal Judges Professional Development	Annual	5/1/2013-5/3/2013	Albuquerque, NM	Attended	0	0	did not submit form



December 9, 2013

Phyllis Dominguez, Investigating Attorney Judicial Standards Commission P.O. Box 27248 Albuquerque, NM 87102-2313

RE: Municipal Court Judge Roland Madrid, Santa Clara, NM Supplemental Information Requested

## Dear Attorney Dominguez:

You requested that I provide a written statement concerning Municipal Court Judge Roland Madrid's record of providing the Board of Trustees for the Village of Santa Clara with the monthly reports from the Municipal Court as required by statute.

As I stated in my September 9, 2013 affidavit, I have been the mayor of the Village of Santa Clara since the summer of 2009. Since this time until the present, I do not recall Judge Madrid ever submitting a monthly report from the Municipal Court to the Board of Trustees. I mentioned to Judge Madrid several times through the years that it would be beneficial for the Trustees to get a report from the municipal court each month as the Trustees received from the municipal departments.

I am aware that the Village's municipal court consultant, Edith Gutierrez, found monthly reports all dated May 29, 2013, for the months of January through April. However, the Board of Trustees never received these reports.

If you need further information or have any questions, please contact me.

Respectfully submitted,

Richard Bauch, Mayor

Village of Santa Clara

EXHIBIT

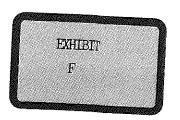
E

## ADMINISTRATIVE OFFICE OF THE COURTS CASH RECEIPTS REPORT - STATE TREASURER ACCOUNTS

1/13/2014

3:53:30 PM

General Fu 02-2	Mun Court Autom	Deposit Number	Receipt Number	Court	Date Deposited	For The Month Of
\$0.	\$324.00	126278	1346	VILLAGE OF SANTA CLARA	1/23/2007	12/31/2006
\$0.	\$324.00	otal:	Sub T		•	
\$0.6	\$443,00	139307	1460	VILLAGE OF SANTA CLARA	2/13/2007	1/31/2007
\$0.6	\$443,00	otal:	Sub To			
\$0.0	\$218.00	162362	1728	VILLAGE OF SANTA CLARA	3/20/2007	2/28/2007
\$0.0	\$218.00	tal:	Sub To			
\$0,00	\$332.00	183418	1945	VILLAGE OF SANTA CLARA	4/19/2007	3/31/2007
\$0.00	\$332.00	tal:	Sub To			
\$0.00	\$330.00	204464	2147	VILLAGE OF SANTA CLARA	5/21/2007	4/30/2007
\$0.00	\$330.00	al:	Sub To			
\$0.00	\$252.00	223506	2358	VILLAGE OF SANTA CLARA	6/20/2007	31/2007
\$0.00	\$252.00	al:	Sub Tot			
\$0.00	\$312.00	11550	89	VILLAGE OF SANTA CLARA	7/17/2007	30/2007
\$0.00	\$312.00	al;	Sub Total			
\$0,00	\$732.00	25584	232	VILLAGE OF SANTA CLARA	8/7/2007	1/2007
\$0.00	\$732.00	il:	Sub Tota			
\$0.00	\$714.00	52641	503	VILLAGE OF SANTA CLARA	9/18/2007	1/2007



General Ful 02-2	Mun Court Autom	Deposit Number	Receipt Number	Court	Date Deposited	For The Month Of
\$0.0	\$714.00	Total:	Sub			
\$0.0	\$534.00	66672	656	VILLAGE OF SANTA CLARA	10/11/2007	9/30/2007
\$0.0	\$534,00	Total:	Sub			
\$0.0	\$735.00	87721	895	VILLAGE OF SANTA CLARA	11/14/2007	10/31/2007
\$0.00	\$735.00	otal:	Sub			
\$0.00	\$582.00	107764	1094	VILLAGE OF SANTA CLARA	12/17/2007	11/30/2007
\$0.00	\$582.00	otal:	Sub 1			
\$0.00	\$339.00	123802	1285	VILLAGE OF SANTA CLARA	1/15/2008	12/31/2007
\$0.00	\$339.00	otal: ,	Sub 1			
\$0.00	\$699.00	143853	1497	VILLAGE OF SANTA CLARA	2/14/2008	/31/2008
\$0.00	\$699.00	otal:	Sub T			
\$0.00	\$537.00	161902	1701	VILLAGE OF SANTA CLARA	3/13/2008	/29/2008
\$0.00	\$537.00	otal:	Sub To			
\$0.00	\$738,00	179941	1913	VILLAGE OF SANTA CLARA	4/10/2008	31/2008
\$0.00	\$738.00	tal:	Sub To			
\$0.00	\$381.00	196985	2098	VILLAGE OF SANTA CLARA	5/6/2008	30/2008
\$0.00	\$381.00	tal:	Sub To			
\$0.00	\$261.00	2191045	2323	VILLAGE OF SANTA CLARA	6/10/2008	31/2008
\$0.00	\$261.00	al:	Sub To			
\$0.00	\$141.00	121105	87	VILLAGE OF SANTA CLARA	7/17/2008	0/2008

General Fu 02-2	Mun Court Autom	Deposit Number	Receipt Number	Court	Date Deposited	For The Month Of
\$0.	\$141.00	otal:	Sub 1			
\$0.6	\$198.00	261142	170	VILLAGE OF SANTA CLARA	8/8/2008	7/31/2008
\$0.0	\$198.00	otal:	Sub T			
\$0.0	\$288.00	491181	311	VILLAGE OF SANTA CLARA	9/12/2008	8/31/2008
\$0.0	\$288.00	otal;	Sub T			
\$0.0	\$299.00	701225	470	VILLAGE OF SANTA CLARA	10/17/2008	9/30/2008
\$0.00	\$299.00	otal:	Sub To			
\$0.00	\$346.00	901266	660	VILLAGE OF SANTA CLARA	11/18/2008	0/31/2008
\$0.00	\$346.00	otal:	Sub To			
\$0.00	\$99,00	981286	740	VILLAGE OF SANTA CLARA	12/2/2008	1/30/2008
\$0.00	\$99.00	tal:	Sub To			
\$0.00	\$186.00	1331364	1041	VILLAGE OF SANTA CLARA	1/29/2009	2/31/2008
\$0.00	\$186.00	tal;	Sub To			
\$0.00	\$228.00	151140	1159	VILLAGE OF SANTA CLARA	2/26/2009	31/2009
\$0.00	\$228.00	ial:	Sub To			
\$0.00	\$228.00	1711443	1350	VILLAGE OF SANTA CLARA	3/30/2009	28/2009
\$0.00	\$228.00	al:	Sub Tot			
\$0.00	\$204.00	1881477	1506	VILLAGE OF SANTA CLARA	4/23/2009	31/2009
\$0.00	\$204.00	al:	Sub Tot			
\$0.00	\$309.00	2151534	1672	VILLAGE OF SANTA CLARA	6/4/2009	1/2009

For The Month Of	Date Deposited	Court	Receipt Number	Deposit Number	Mun Court Autom	General Fund 02-218
			Sub	Total:	\$309.00	\$0.00
5/31/2009	6/23/2009	VILLAGE OF SANTA CLARA	1792	2281559	\$216.00	\$0.00
			Sub	Total:	\$216.00	\$0.00
6/30/2009	7/23/2009	VILLAGE OF SANTA CLARA	112	161597	\$199.00	\$0.00
			Sub	Total:	\$199.00	\$0.00
8/31/2009	9/22/2009	VILLAGE OF SANTA CLARA	446	561679	\$342.00	\$0.00
			Sub	fotal:	\$342.00	\$0.00
9/30/2009	10/28/2009	VILLAGE OF SANTA CLARA	639	791724	\$330.00	\$0.00
			Sub 1	otal:	\$330.00	\$0.00
10/31/2009	12/1/2009	VILLAGE OF SANTA CLARA	801	981761	\$270.00	\$0.00
			Sub T	otal:	\$270.00	\$0,00
11/30/2009	12/21/2009	VILLAGE OF SANTA CLARA	920	1111784	\$210.00	\$0,00
			SubT	otal:	\$210.00	\$0.00
12/31/2009	1/19/2010	VILLAGE OF SANTA CLARA	1063	1281817	\$180.00	\$0,00
			Sub To	otal:	\$180.00	\$0.00
1/31/2010	3/4/2010	VILLAGE OF SANTA CLARA	1277	1591875	\$156.00	\$0.00
			Sub To	otal:	\$156.00	\$0.00
2/28/2010	3/12/2010	VILLAGE OF SANTA CLARA	1315	1651887	\$174.00	\$0.00
			Sub To	otal:	\$174.00	\$0.00
3/31/2010	4/14/2010	VILLAGE OF SANTA CLARA	1474	1871928	\$180.00	\$0.00

General Fr 02-	Mun Court Autom	Deposit Number	Receipt Number	Court	Date Deposited	For The Month Of
\$0	\$180.00	Fotal:	Sub			1 P = 1 1 2 20 20 10 20 20
\$0	\$96.00	2282059	1796	VILLAGE OF SANTA CLARA	6/16/2010	4/30/2010
\$0	\$114.00	2282059	1797	VILLAGE OF SANTA CLARA	6/16/2010	5/3 1/2010
\$0.	\$210.00	otal:	Sub T		<b>.</b> ,	
\$0.	\$150.00	92094	52	VILLAGE OF SANTA CLARA	7/14/2010	6/30/2010
\$0.	\$150.00	otal:	Sub T			
\$0.0	\$240.00	4020144	290	VILLAGE OF SANTA CLARA	8/27/2010	7/31/2010
\$0.0	\$240.00	otal:	Sub T			2222
\$0.0	\$134.00	822229	609	VILLAGE OF SANTA CLARA	11/2/2010	8/31/2010
\$0.0	\$160.00	822229	610	VILLAGE OF SANTA CLARA	11/2/2010	9/30/2010
\$0.0	\$294.00	otal:	Sub To			
\$0.0	\$102.00	952251	734	VILLAGE OF SANTA CLARA	11/23/2010	10/31/2009
\$0.00	\$102.00	otal:	Sub To			
\$0.00	\$108.00	1122286	865	VILLAGE OF SANTA CLARA	12/20/2010	11/30/2010
\$0.00	\$108.00	otal:	Sub To			
\$0.00	\$120.00	1382339	1054	VILLAGE OF SANTA CLARA	2/1/2011	12/31/2010
\$0,00	\$120.00	tal:	Sub To			
\$0.00	\$30.00	1572380	1225	VILLAGE OF SANTA CLARA	3/1/2011	1/31/2011
\$0.00	\$30,00	tal:	Sub To			
\$0.00	\$39.00	1662396	1295	VILLAGE OF SANTA CLARA	3/14/2011	/28/2011

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For The Month Of	Date Deposited	Court	Receipt Number	Deposit Number	Mun Court Autom	General Fund 02-21
			Sub	Total:	\$39.00	\$0.00
3/31/2011	4/12/2011	VILLAGE OF SANTA CLARA	1443	1832430	\$36.00	\$0.00
			Sub <sup>-</sup>	Total:	\$36.00	\$0.00
4/30/2011	5/16/2011	VILLAGE OF SANTA CLARA	1603	2092479	\$84.00	\$0.00
			Sub 1	Fotal:	\$84.00	\$0.00
5/31/2011	6/22/2011	VILLAGE OF SANTA CLARA	1816	2342527	\$36.00	\$0.00
			Sub 1	Total:	\$36.00	\$0.00
/30/2011	7/20/2011	VILLAGE OF SANTA CLARA	78	132567	\$54.00	\$0.00
.,			Sub T	otal:	\$54.00	\$0.00
/31/2011	8/12/2011	VILLAGE OF SANTA CLARA	188	292595	\$87.00	\$0.00
			Sub T	otal:	\$87.00	\$0.00
/31/2011	10/3/2011	VILLAGE OF SANTA CLARA	420	602656	\$66.00	\$0.00
.,			Sub T	otal:	\$66.00	\$0.00
29/2012	5/8/2012	VILLAGE OF SANTA CLARA	1435	1982920	\$24.00	\$0.00
30/2012	5/8/2012	VILLAGE OF SANTA CLARA	1430	1982920	\$54.00	\$0.00
31/2012	5/8/2012	VILLAGE OF SANTA CLARA	1436	1982920	\$30,00	\$0.00
30/2011	5/8/2012	VILLAGE OF SANTA CLARA	1437	1982920	\$66.00	\$0.00
/31/2011	5/8/2012	VILLAGE OF SANTA CLARA	1433	1982920	\$18.00	\$0.00
/31/2011	5/8/2012	VILLAGE OF SANTA CLARA	1431	1982920	\$42.00	\$0.00
/30/2011	5/8/2012	VILLAGE OF SANTA CLARA	1432	1982920	\$12.00	\$0.00
31/2012	5/8/2012	VILLAGE OF SANTA CLARA	1434	1982920	\$24.00	\$0,00
			Sub To	otal:	\$270.00	\$0.00
00/2012	8/14/2012	VILLAGE OF SANTA CLARA	203	273071	\$66.00	\$0.00

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General Fun 02-21	Mun Court Autom	Deposit Number	Receipt Number	Court	Date Deposited	For The Month Of
\$0.0	\$42.00	273071	204	VILLAGE OF SANTA CLARA	8/14/2012	5/31/2012
\$0.0	\$108.00	otal:	Sub T			
\$0.0	\$168.00	303075	225	VILLAGE OF SANTA CLARA	8/17/2012	7/31/2012
\$0.00	\$168.00	otal:	Sub T			
\$0.00	\$174.00	473109	341	VILLAGE OF SANTA CLARA	9/14/2012	8/31/2012
\$0.00	\$174.00	otal:	Sub To			
\$0.00	\$102.00	843186	625	VILLAGE OF SANTA CLARA	11/14/2012	9/30/2012
\$0.00	\$102.00	otal:	Sub To			
\$0.00	\$161.00	1133254	844	VILLAGE OF SANTA CLARA	1/3/2013	0/31/2012
\$0.00	\$161.00	tal:	Sub To			
\$0.00	\$66.00	1573356	1222	VILLAGE OF SANTA CLARA	3/18/2013	1/30/2012
\$0.00	\$151,00	1573356	1223	VILLAGE OF SANTA CLARA	3/18/2013	2/31/2012
\$0.00	\$217.00	tal:	Sub To			
\$0.00	\$689.00	343575	239	VILLAGE OF SANTA CLARA	8/20/2013	31/2013
\$0.00	\$689.00	ial:	Sub To			
\$0.00	\$144.00	573625	368	VILLAGE OF SANTA CLARA	9/26/2013	31/2013
\$0.00	\$144.00	al:	Sub Tot			
\$0.00	\$192.00	673650	458	VILLAGE OF SANTA CLARA	10/16/2013	30/2013
\$0.00	\$192.00	al:	Sub Tot			
\$0.00	\$294.00	923704	618	VILLAGE OF SANTA CLARA	11/26/2013	/31/2013

For The Month Of	Date Deposited	Court	Receipt Number	Deposit Number	Mun Court Autom	General Fund 02-218
			Sub T	otal:	\$294.00	\$0.00
11/30/2013	12/23/2013	VILLAGE OF SANTA CLARA	755	1063733	\$155.00	\$0,00
			Sub T	otal:	\$155.00	\$0.00
			Grand	Total:	\$17,576.00	\$0.00

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## 2009 FYD Oct

Municipality  Santa Clara	Report Year	Report Month	Amount	Check Number:
Santa Clara	09			
		03	\$70.00	24175
		04	\$101.00	24333
		05	\$71.00	24423
		06	\$67.00	24548
		07	\$85.00	24727
		08	\$147.00	24769
		09	\$158.00	24894
		10	\$123.00	24992
		11	\$101.00	25036
		12	\$89.00	25132
	10	01	\$76.00	25321
		02	\$83.00	25335
		03	\$88.00	25465
		04	\$46.00	25657
		05	\$57.00	25657
		06	\$74.00	25760

Municipality Report Year	Report Month	Amount Chec	k Number: 25926
	08	\$68.75	26151
	09	\$77.00	26151
	10	\$48.00	26256
	11	\$54.00	26323
	12	\$60.00	26484
11	01	\$15.00	26593
	02	\$17.00	26638
	03	\$17.00	26741
	04	\$41.00	26928
	05	\$18.00	27064
	06	\$24.00	27184
	07	\$39.00	27290
	08	\$40.00	27428
	09	\$32.00	27554
	10	\$21.00	28298
	11	\$6.00	28298

Wednesday, January 15, 2014 Page 2 of 4

12 \$9.00 28298  12 01 \$12.00 28298  02 \$12.00 28298  03 \$15.00 28298  04 \$38.00 28298  05 \$15.00 28508  06 \$33.00 28508  07 \$84.00 28508  09 \$51.00 29013  10 \$78.00 2902  11 \$33.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 3046  10 \$153.00 30491	Municipality Report Year	Report Month	Amount C	Check Number:
01 \$12.00 28298  02 \$12.00 28298  03 \$15.00 28298  04 \$18.00 28299  05 \$15.00 28508  06 \$33.00 28508  07 \$84.00 28662  08 \$87.00 28761  09 \$51.00 29092  11 \$33.00 29477  13		12	\$9.00	28298
01 \$12.00 28298  02 \$12.00 28298  03 \$15.00 28298  04 \$18.00 28299  05 \$15.00 28508  06 \$33.00 28508  07 \$84.00 28662  08 \$87.00 28761  09 \$51.00 29092  11 \$33.00 29477  13				
02 \$12.00 28298  03 \$15.00 28298  04 \$18.00 28298  05 \$15.00 28508  06 \$33.00 28508  07 \$84.00 28662  08 \$487.00 28761  09 \$51.00 29013  10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346	12	01	\$12.00	28298
03 \$15.00 28298  04 \$18.00 28298  05 \$15.00 28508  06 \$33.00 28508  07 \$84.00 28662  08 \$487.00 28761  09 \$51.00 29013  10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346		-	<b>4.2.00</b>	
04 \$18.00 28298  05 \$15.00 28508  06 \$33.00 28508  07 \$84.00 28662  08 \$87.00 28761  09 \$51.00 29013  10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346		02	\$12.00	28298
04 \$18.00 28298  05 \$15.00 28508  06 \$33.00 28508  07 \$84.00 28662  08 \$87.00 28761  09 \$51.00 29013  10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346				
13 \$15.00 28508  06 \$33.00 28508  07 \$84.00 28662  08 \$87.00 28761  09 \$51.00 29013  10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346		03	\$15.00	28298
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13  06 \$33.00 28508  07 \$84.00 28662  08 \$87.00 28761  09 \$51.00 29013  10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13  07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346		04	\$18.00	28298
13  06 \$33.00 28508  07 \$84.00 28662  08 \$87.00 28761  09 \$51.00 29013  10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13  07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346				
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13 \$87.00 28761  09 \$51.00 29013  10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346		07	\$84.00	28662
10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346			·	
10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346		08	\$87.00	28761
10 \$78.00 29092  11 \$33.00 29477  12 \$78.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346				
11 \$33.00 29477  12 \$78.00 29477  07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346		09	\$51.00	29013
11 \$33.00 29477  12 \$78.00 29477  07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346				
12 \$78.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346		10	\$78.00	29092
12 \$78.00 29477  13 07 \$344.00 30092  08 \$72.00 30240  09 \$96.00 30346				
07     \$344.00     30092       08     \$72.00     30240       09     \$96.00     30346		11	\$33.00	29477
07     \$344.00     30092       08     \$72.00     30240       09     \$96.00     30346			470.00	
07     \$344.00     30092       08     \$72.00     30240       09     \$96.00     30346		12	\$78.00	294//
07     \$344.00     30092       08     \$72.00     30240       09     \$96.00     30346	12			1
09 \$96.00 30346	<b>-</b> € 10 <sup>2</sup>	07	\$344.00	30092
09 \$96.00 30346				Control of the Contro
		08	\$72.00	30240
10 \$153.00 30491		09	\$96.00	30346
10 \$153.00 30491				
		10	\$153.00	30491

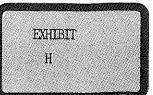
Wednesday, January 15, 2014 Page 3 of 4

Municipality Report Year	Report Month	ı Amourit (	Sheck Number:
	11	\$75.00	30606

Wednesday, January 15, 2014 Page 4 of 4

#### AFFIDAVIT OF EDITH S. GUITIERREZ

- I, Edith S. Gutierrez, having been duly sworn do state:
  - 1. I am the former municipal judge of the Town of Silver City, where I served for five (5) years until my retirement in 2010. I was hired on July 5, 2013, by the Village of Santa Clara as a temporary Court Clerk Specialist (consultant) assisting the Santa Clara Municipal Court in complying with the rules of the New Mexico Supreme Court and the New Mexico statutes applicable to municipal courts, and work closely with Alternate Judge, Cynthia J. Ordonez. Previously, I have worked with the following courts: first, in Silver City as a court administrator, from 1991 to 2004, and in 2004 through 2010 as the Municipal Judge; second, I was a court mentor, appointed by the New Mexico Judicial Education Center, directing reorganization of the municipal courts in Grants, Socorro, Hurley, Lordsburg, and Bayard. Since my date of hire by the Village of Santa Clara, I have worked 40 hours a week and will continue to work at least through September.
- 2. As discussed in more detail in the paragraphs below, I found and documented major errors and omissions in the operation of the Santa Clara Municipal Court under the supervision of Judge Roland Madrid which violated of the New Mexico Supreme Code of Judicial Standards and the administrative rules governing New Mexico municipal courts. In addition, because my assessment of the situation shows funds received by the Municipal Court are unaccounted for, the State Police have begun an investigation.
- 3. The Police Department of the Village of Santa Clara submitted 940 traffic citations to the Municipal Court for adjudication in fiscal year 2013 (July 1, 2012 through June 30,



2013). I did not see any record of any trial on these 940 citations. The Chief of Police for Santa Clara confirmed that none of his police officers was ever given notice of a trial. I analyzed 208 traffic citation cases and the results are summarized in the attached spreadsheet marked *Exhibit 1*. To date, as I continue to evaluate these 940 traffic citation cases, I find that the 208 traffic citations summarized in Exhibit 1 typify the total cases I have evaluated so far and confirm my findings below.

- a. I found that in all traffic cases examined the original citation with the Abstract of Record were still at the Municipal Court and not forwarded to the Department of Motor Vehicles (DMV) for documenting on the person's driving record.

  These Abstracts, which should have been sent to the DMV within 10 days were still attached to all active and closed cases, dating back to 2010.
- b. I found further that Judge Madrid did not sign the Abstract of Record nor was the Abstract completed. There was no Docket Number, court date, or sentencing date, and in most cases all four were missing.
- c. I found that deferrals were not followed through with dismissal after the 30-, 60-, or 90-day deferral date for closing of the case. Routinely, other conditions imposed, such as community service, were not tracked nor were the cases closed.
- d. I found that in <u>most</u> of the cases examined to date where the accused client did not appear, no order to show cause issued. Thus, no warrant could be issued.
- e. I found that where a warrant was issued, someone other than Judge Madrid signed the warrant as was readily apparent by contrasting the known signature of Judge Madrid with that on the warrant. I attach an example of what I found as *Exhibit 2*.

- 4. Concerning administrative duties of the municipal judge,
  - a. The state auditor found documentation that municipal court was not held at scheduled times, and records show that no court sessions were held during September and October 2011 or December 2011 through February 2012. See Exhibit 3 (Copy of the draft Auditor's Schedule of Findings for the fiscal year ending on June 30, 2012, and the Village's response thereto). In my brief time with the Village, at least seven (7) individuals have come to the office of the Municipal Court and have commented that they kept appearing to see Judge Madrid, but he was never here.
  - b. I found no filing system or tracking of cases in place. Citations were stacked in various places including behind doors on the floor, thrown in boxes with no labels, and stuffed in filing cabinets. Some cases were not entered into the computer-tracking program provided by the Administrative Office of the Courts, and those that had been entered have errors. Of the 208 cases on Exhibit 1, 20% had not been entered into the computer (170 entered of 208 cases) and, for the most part, the cases entered had data entry errors and omissions.
  - c. I found that record retention procedures were not followed and cases were not closed-out properly. Most persons charged did not have individual file folders; if a file existed, each file did not contain a record of contact with the charged person or activity by the Municipal Court, and further often did not have all citations issued against that individual. In other words, the file was not complete. The result of this disorganization was that records cannot be located when needed.
- 5. I found that closed cases, some dating back to 1996, were not archived or destroyed as required, but were folded in half and stapled together. In 2008 through 2012, the docket number was written on top of the computer printout sheet, which was folded in half and

stapled with some of the court documents inside, and tossed into an unmarked cardboard box. I attach as *Exhibit 4* a copy of one such closed case.

- 6. I found that the last monthly report to the Village of Santa Clara was for the combined months of January, February, March, April, and May and was submitted on May 29, 2013. Section 35-14-11 NMSA 1978 requires monthly reports be submitted no later than the tenth day of each month for the preceding month.
- 7. I found that money coming into the Municipal Court was inadequately accounted for.
  - a. All payments on adjudicated cases, whether by cash, check, money order, or other means, were not all shown as received in the Municipal Court's receipt book. Because the records did not accurately show who paid or did not pay the fines as required after adjudication or who did not appear and pay, the Alternate Municipal Judge pulled-in all outstanding arrest warrants.
  - b. I found cash, money orders, and personal checks dating back to January 2013 in the office safe of the Municipal Court and in a moneybag located in Village accounting office safe, both of which I counted in the presence of a State Police officer and the new clerk of the Municipal Court, Sylvia Zapata. The total counted was \$10,839.77. Total cash equaled \$1,403.77; money orders totaled \$2,016.00; and personal checks totaled \$7,420.00. Of the \$7,420 in checks, the bank was unable to honor checks totaling \$616. I attach my accounting as *Exhibit 5-A* and the notices of returned checks as *Exhibit 5-B*.
    - i. I was able, with much effort, to trace *some* of the cash to either an issued receipt or directly to a case. Of these cases, none had been closed in the computer system or the paper file closed.
    - ii. To date, I have not found cases to go with some of the receipts for the personal checks and money orders found in the safe as discussed above.

- c. The procedure for issuing receipts during 2010 through 2012 encouraged accounting errors and omissions.
  - i. The receipt books I examined did not reflect all the payments made by mail. Based on my accounting to date, I am of the opinion that money is missing. I found evidence that show a larger amount was received by the Municipal Court than was noted in the records. As stated previously, the Village referred the matter to the New Mexico State Police.
  - ii. I found that in two cases the person charged had over paid and was due a refund.
- d. The Municipal Court used the same cash drawer as the Clerk of the Village of Santa Clara, thus making it difficult to track funds and resulting in some instances of the comingling of funds. The Daily Payment Register of the Village listed payments only as "Municipal Court Various." There was no name, no docket number, and no other identifying information, and absolutely no breakdown of how the money paid was to be applied. I attach as *Exhibit 6* a copy of the Daily Payment Register for February 8, 2013. To determine the above information, one would need to look at the written receipts given that day, and even then, the receipts would not have all the information needed. In addition, I found that cash payments were not always deposited to the Village's operating accounts. (The Municipal Court now has its own cash register that documents all transactions as to which case the money received should be credited. There is a daily accounting produced, which is compared each workday to the new customized written receipts that show the breakdown of money received by fines and fees.)
- 8. I found that the Bond Account was not being handled in accordance with the rules for municipal courts. I was unable to locate any bank accounting at the Municipal Court, but from a line item in the budget of the Village I knew one must exist.

- a. The Village's detail ledger print-out from July 2004 through June 2013 shows that no bond money was received into the Municipal Court's account from June 30, 2011 through June 30, 2013. I attach this ledger to my affidavit as <u>Exhibit</u> 7.
- b. I obtained the records from the Grant County Detention Center to rebuild an accounting record and found that bonds were required and paid by individuals during the above-mentioned time. To date, I have identified three cases where the bond checks were not credited. In one case the check was found in the person's file; in the second case, I was unable to account for all the funds; in the third case, only part of the total bond was credited. In all three cases, there is no date of adjudication or even an indication that adjudication occurred. I attach as *Exhibit 8* a summary of these three cases with documentation. Please note that clearly the warrant issued for Jennifer Johnson was not signed by Judge Madrid.
- 9. In my work for the Village of Santa Clara, I am in contact with individuals who come to the Municipal Court offices to take care of their cases. In July 2013 I received a telephone call from Frank Contreras who wanted to verify that his citation had been dismissed because he was told by Judge Madrid in a chance encounter on the street that the Judge would "take care of it" and he was not to worry. Initially I could not find his case file or his case in the computer. However, during this past week of August 25, I found his citation, which had an appearance date of on or before May 17, 2013. No action had been taken on the case; neither a dismissal nor an order to show cause had been issued.

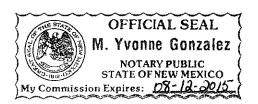
Date September 8, 2013

Edith S. Gutierrez

STATE OF NEW MEXICO	)	
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COUNTY OF GRANT	)	

SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_\_ day of September 2013, by EDITH S. GUTIERREZ, proved to me on the basis of satisfactory evidence to be the person who appeared before me and the person who signed and swore to this <u>Affidavit</u>.

My Commission Expires: 12 August 2015.



## VILLAGE OF SANTA CLARA

IN THE M	UNICIPAL COURT
VILLAGE OF SANTA CLARA vs	DOCKET: 201001268 ADDRESS SANTA CLARA, NM 88026 DOB: SS#: XXX-XX-XXXX
LISA GARCIA	SSII. MAREAMAA
DATE ISSUED: 01/05/2011	
BENCH WARRANT FEE: \$100.00	
BENC	H WARRANT
The Municipality of Santa Clara to any Offic	er authorized to execute this warrant:
You are hereby commanded to arrest: And bring him/her before this court to answe	r the following charges.
( ) FAILURE TO APPEAR AS REQUIRED ( ) FAILURE TO APPEAR IN ACCORDAN IMPOSED BY THIS COURT	
BOND OR SURETY: \$ 694.00	
CASH BOND ONLY: \$	MUNICIPAL JUDGE ROLAND MADRID P.O. BOX 316, SANTA CLARA, NM
R	ETURN
I arrested the above-named defendant on the and served a copy of this warrant on the 2n	
ARREST GRANT COUTY ONLY!	Ly)WW

VILLAGE OF SANTA CLARA

# IN THE MUNICIPAL COURT

VILLAGE OF SANTA CLARA	DOCKET: 201001506 ADDRESS
vs	SILVER CITY, NM 88061 DOB: SS#: XXX-XX-XXXX
CHAD GORDON	55#. AAA-XX-XXX
DATE ISSUED: 01/05/2011	
BENCH WARRANT FEE: \$100.00	
BENCH	WARRANT
The Municipality of Santa Clara to any Office	r authorized to execute this warrant:
You are hereby commanded to arrest: And bring him/her before this court to answer	the following charges.
<ul> <li>(X) FAILURE TO APPEAR AT THE TIME</li> <li>() FAILURE TO APPEAR AS REQUIRED IN ACCORDANCE IMPOSED BY THIS COURT</li> <li>() CONDITIONS OF RELEASE PREVIOUS REVIEWED</li> <li>(X) CONTEMPT OF COURT</li> <li>() FAILURE TO PAY FINES OR COSTS PR</li> <li>() FAILURE TO COMPLY WITH CONTIDING</li> </ul>	BY A SUBPOENA ISSUED BY THIS COURT CE WITH THE CONDITIONS OF RELEASE LY IMPOSED SHOULD BE REVOKED OR EVIOUSLY IMPOSED
BOND OR SURETY: \$ 254.00	
CASH BOND ONLY: \$	MUNICIPAL JUDGE ROLAND MADRID P.O. BOX 316, SANTA CLARA, NM
I arrested the above-named defendant on the and served a copy of this warrant on the	day of,20,day of,20
ARREST GRANT COUTY ONLY!	Signature

VILLAGE OF SANTA CLARA

# VILLAGE OF SANTA CLARA

DOCKET: 201000864

# IN THE MUNICIPAL COURT

vs JENNIFER JOHNSON	ADDRESS:  SANTA CLARA, NM 88026  DOB  SS#: 000-00-0000
DATE ISSUED: 07/13/2010	33#. 000-00-0000
BENCH WARRANT FEE: \$100.00	
BENCH	WARRANT
The Municipality of Santa Clara to any Officer	r authorized to execute this warrant:
You are hereby commanded to arrest: And bring him/her before this court to answer	the following charges.
<ul> <li>(X) FAILURE TO APPEAR AT THE TIME</li> <li>( ) FAILURE TO APPEAR AS REQUIRED E</li> <li>( ) FAILURE TO APPEAR IN ACCORDANCE IMPOSED BY THIS COURT</li> <li>( ) CONDITIONS OF RELEASE PREVIOUS REVIEWED</li> <li>( ) CONTEMPT OF COURT</li> <li>( ) FAILURE TO PAY FINES OR COSTS PR</li> <li>( ) FAILURE TO COMPLY WITH CONTIDIO</li> </ul>	BY A SUBPOENA ISSUED BY THIS COURT CE WITH THE CONDITIONS OF KELEASE LY IMPOSED SHOULD BE REVOKED OR EVIOUSLY IMPOSED
BOND OR SURETY: \$191.00	
CASH BOND ONLY: \$	MUNICIPAL JUDGE ROLAND MADRID P.O. BOX 316, SANTA CLARA, NM
I arrested the above-named defendant on theand served a copy of this warrant on the	day of,20,day of,20
ARREST GRANT COUTY ONLY!	Signature Title

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-			*					No			***************************************		No									No.			Ν̈́o		8	č					OTSC		
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	Needs to be closed out		Needs to be closed		Needs to be		vi.	to be	riosed	L					closed	Needs to be	closed	Needs to be	Closed	Needs to be			ļ		Need to purge						arns	revocation	6-month		
ı	<u>ស</u> ្រ		4	'	<b>₹</b>		•	Z,	f	, I	\$	ļ	4		1	2	1	P		4	40		4	34	w)	6	1	병		4	+		_		

Village of Santa Clara, New Mexico

Citation #	Mana		1										
		Dane Talled	Charge	Statute/ Ordinanc	Penalty	Count	Docket	Court Action	Court Insur				
1025148-6	ITURALDE, Crystal	11-20-2012	No insurance	to e	nt	2000	Ž P			OTSC	Slig	6-month	$\dashv$
b-Shtczor	HEYGSTER, Renate	11-20-2012	Speeding	12-6-1.2	\$ 143 00	12-20-2012	2012-	Un able to locate case			Warn	rule	
		-			* ***		2012-01225	Penalty Assessment paid receipt 13687 12-11-12	Cit. not processed				2 4
2-0515201	RAMOS, Gabriel	11-20-2012	Speeding	12-6-1.2		12-20-2012	2012		filledour & marsem to				
0-1515201	AGUIRRE, Maria	11-20-2012	No seat belt	12-6-13.13	S 13300			date on dismissal	Error - citation not			Needs to be	5
1025152-8	COGDILL, Trenton	11-20-2012					-7107	Penalty Assessment unable to	Property and rectify	1		closed	<del> </del>
		7107-02-11	Speeding	12-6-1.2	\$ 98.00		2012-01227	Penalty Assessment paid in full 12-	Error citation not				1 5
1025153-6	PERU Incia							11-12 receipt 13683	processed correctly,		0 >	Needs to be closed	50
1036364		7107-07-11	Speeding	12-6-1.2		12-20-2012	2012-01228	Dismissed by the Judge no date of	not sent to MVD				
100.00	GRAY, Janet	11-20-2012	Speeding	12-6-1.2		12-20-2012	2012-01229	adjudication none	correctly		<u>.</u> 2	Needs to be	5
1025155-1	DURAN, Kaissa	11-20-2012	Speeding	12-6-1.2		12-20-2012	ביירות ניתר			8 0	No 2. 2.	to be	5
					<del></del>			\$29.00 paid 12-7-2012 receipt 13677	No date of adjudication citation not processed		요 공	Needs to be	20-dr C2
	CLAUSSEN, Brenden	11-30-2012	Speeding	12-6-1.2	\$ 291.00		2012-	Unable to locate case or navmost	Out & morsem to MAND				
	CISMEROS, Luz	12-05-2012	Speeding	12-6-1.2	\$ 143.00		2012-01258	of any kind for \$291.00 Penalty Assessment of \$143.00 pe					 
	STONE, Dustin	12-05-2012	No seat belt	12-6-13.13	\$ 133.00			Penalty Assessment of Cross Band		No No	-		6
1025161-9	CHAVARRIA, Anthony	12-05-2012	Speeding	12-6-1.2	\$ 98.00			Pay agree - has not paid	Abstract not sent to NAVD		음 종	Needs to be closed	اھ
1025162-7	CHAVARRIA Anthony	<u> </u>			<del></del>	······································		e de la companya de l		No No		to be	<b>€</b> 1
	CITY MANNIA, Anthony	12-05-2012	Exp. registration	12-10-4	\$ 78.00		2012-01254		to NYO				•
1025163-5	CHAVARRIA, Anthony							n-no fine or fee	processed No date of adjudication		Needs closed	to be	S.
	, 25 HOLY	12-05-2012	No insurance	12-10-6	0	01-05-2013	2012-01253	by Judge as he provided	vo date of adjudication				•
1025164-3	CHAVARRIA, Anthony	12-05-2012	ID card only	12-10-1.3	0	01-05-2013		of Insurance (parents') te says he was working	No docket number on abstract		Needs closed	to be	6n
Documental	ion of Case Proces		•				<b> </b>	Subject May MOINING	No adjudication no docket number on abstract		Nee		Ø,¹
Village of Sa	Village of Santa Clara, New Mexico	sing c\Citing	Errors and C	missions - 2	2012			The state of the s		-	revo	revoke rule	

Village of Santa Clara, New Mexico

Citation #	Name	Date Issued	1									
			Saring	Statute/ Ordinanc	Penalty Assessme	Court	Docket	Court Action	Court Inc.			
1025165-0	LUCERO, Richard	12-06-2012	Fail world inter-	æ	nt		200		TO TO THE	OTSC	Lic	6-month
				14-0-4.3		01-06-2013	2012-01259	No adjudication by hides clark			W. I	revocation
								issued a pay agree? — citation	Citation not processed			arm:
1025166-8	ALLRED, Joseph	12-06-2012	Speeding				<del></del>	blank- as discovered, Mr. Lucero	amount of \$133,00		···	
0-/010701	MORALES, Carly	12-06-2012	Speeding	12-6-1.2	\$ 118.00		2012-01260	Penalty Assessment				_
1025168-4	COOK Assil					01-06-2013	2012-01261		Citation not process, No	No No	8 8 P	Purge
		7102-00-71	speeding	12-6-1.2		01-08-2013	2012-01256	Judge suspended fine must pay	Citation not processed, no	5	-	
1025171-8	JIMENEZ, Rose	12-11-2012	Fail yield inters.	12-6-4-3	\$ 133 M			13686	date of adjudication by		ě	69
1025172-6	MORALES, Vanessa	12-12-2012	Fail work into		1		2012-01272	Penalty Assessment of \$133,00-	Citation not processed	No		
1025173.4			ran yen men.	12-6-4.3	Warning		2012-	Warning not filed in Municipal			20	Purge 7.6
b-C/TC2/1T	USEGUERA, Chad	12-13-2012	Speeding	12-6-1.2	\$ 118.00		2012-00767	Court -stay at police depart.				11
1025175-9	BRIGGS, Charles	12-13-2012	Speeding					paid	Citation not processed	NO NO	No Purge	120
1025201-3	FORM, Barry		Speeding	12-6-1.2	\$ 98.00	01-13-2013	2012-	Unable to locate			-	
1025202-1	LUCERO, D-Anna	12-13-2012	Eail world to di				00,000	receint 13703	Citation not closed or		Z	Needs to be
0.000.00			- Attom to the	9.T-717-21		01-13-2013	2012-00690	udge no date of	GAW On The State of the State		clos	
	rocero, o-Anna	12-13-2012	tall lights	12-10-1.7		01-13-2013	2012-				Needs	Needs to be 75
1025204-7	LUCERO, D-Anna	12-13-2012	No drivers lic.	12-6-12 5				adjudication	Citation not closed		Nee	Needs to be 76
1025205-4	IABA lereica	<b> </b>				\$107-CT-10	88900-7107	pay court	Citation not dosed		closed	
4	LARA Jessica	Ļ	Allow unlic driv	12-6-12-3		01-13-2013	בשרתת כיותכ		***	70		77
4	JUAREZ, Mary Beth	12-13-2012	nce	12-10-6		01-13-2013	2012-00/5/	None- Did Not appear		No.		
L			percing	12-6-1.2	\$ 98.00		2012-00755	╀-				
1025208-8	GARCIA, Kimberly	12-14-2012	Lights required	12-10-1.3		01-14-2013	יישטים כיותר		Abstract not sent to NAVD			Needs to be 80
1025209-6	GARCIA, Kimberly	12-14-2012	1				10000	ed proof	Citation not processed		Needs	Needs to he
_			No insurance	12-10-6	0	01-14-2013	2012-00693	No adjudication - provided proof	itation not are		closed	Č
1025210-4	GARCIA, Kimberly	12-14-2012 N	No registration	12-10-5	0	01-14-2013	╁		citaboli not processed		Nee	Needs to be 8a
1025211-2	PEREA, David	12-14-2012	-					of registration — provided proof (	Citation not processed		Needs	Needs to be 83
·			Spreading.	7.1-4-7.4	- 0	01-14-2013	2012-00691	ication – no signature	Paid 01-18-13 to clark		closed	
					<del></del>	<del></del>	······································	<del></del>	citation morphocessed to		Needs closed	Needs to be 84 closed
Documenta	Documentation of Case Processing c\Citing Errors and Omissions - 2019	sing c\Citing	Errors and O	missions - 9	010							
Amage of S	village of Santa Clara, New Mexico	Xico		į	i						Pag	Page 5 of 12

Page 5 of 12

Documen		0-77-70-	1025251-9	7-5775703	1035735	1025224-5			,	1025222.7	******		6-7775701		1025221-1			1025220-3		C-617C70T	/-917c2nr	2000	T0725717-8		1025216-1		1025215-3		1025214-6		-	9-CT07CT04	COCSCO!			1025212-0		Citation #
Documentation of Case Processing ACS		MUKALES, Vanessa		ESCARCEGA, Jose		CASWELL, Michael		•	CASWELL, MICHAEI	CACHE			CHAVEZ, Emma		CHAVEZ, Emma			SANCHEZ, Jeanna		SANCHEZ, Jeanna	DELATORRE, Irven		BENAVEDEZ, Sikey		BENAVEDEZ, Sikey		SEPRI, Joseph	7	SIERRA, Veronica			SIERRA, Veronica	1		····	CRUM, Delbert		# Name
seina al Citima		12-21-2012		12-21-2012		12-21-2012			12-21-2012				12-20-2012		12-20-2012	· · · · · · · · · · · · · · · · · · ·	7107-07-71	17 70 70 71		12-20-2012	12-20-2012		12-20-2012	***************************************	12-20-2012	10,00	13-30-3013	7107-07-71	17.00			12-20-2012		-	7107-07-71			Date Issued
		Fail dim light		Speeding	are insurance	No incurance	*******		Speeding				No child restr.	A STATE OF THE PARTY OF THE PAR	No headlight		Upen container			Speeding	Speeding		No insurance	Surpante	2	Butoaade		No insurance				Speeding		••	Speeding			Charge
,		12-10-1.6		12-6-1.2	9-01-71	12 10 5	11-E-1-1-1-1-1		12-6-1.2				12-6-13-5	12-10-13	11 10 1		12-6-13.14			12-6-1.2	12-6-12	100	13-10-6	12-6-1.2		12-6-1.2		12-10-6		<del></del>	4.4.5	13.6.1 7	<del></del>		12-6-1.2	e	Ordinanc	Statute
		0.		0.							·			_			\$ 93.00			20010110	Societies			\$ 118.00		\$ 98.00				,						Ħ	Assessme	Danales
		01-21-2013		01-21-2013	01-21-2013			CT07.11.10	1 21 2012			01-20-2013		01-20-2013					6707.02.50	20.00		01-20-2013						01-20-2013			01-20-2013				01-20-2013		Date	T
		2012-00770		2012-00769	2012-00676			2/400-7107	1			2012-00752		2012-00753			2012-00699		86900-7107	2012-		2012-00745		2012-00746		2012-00747	90000	2012-00749	-	***************************************	2012-00749			C8000-7107	100000	140	Docket	
adjournation date	ot paid No	╀	udication paid 01-23-	┼-	proof of	\$29paid receipt 13709		bation	payments received	5-31-1 3receipt 13796- no other	<u>.</u>	\$129.00 + \$29.costs no		+	court costs of \$29. Has not maid	suspended \$64. Fine but must have	Penalty assessment for coa hide	Costs of 630 Harman must pay	Judge deferred for 60 days-no	Unable to locate	proof of insurance	No adjudication - he provided	not paid	Penalty assessment of \$118 Har	receint 12010	Penalty accomment of the co	odinational by Judge no date of	13/34 02-06-13	pay court costs, paid \$29. Receipt	90 days, suspended fine and must	Adjudicated by Judge deferred to	completed	cit/Judge fined \$118.00-	Adjudicated by Judge, no date on			Court Action	1
	Case not processed		Abstract not sent to Man		Case not processed			Case not processed			The second second	Case not property	case not processed	Coronat		Citation not processed			Citation not processed		processed	Citation not processed		Abstract not sent to MVD	Citation not processed	insurance	Provided proof of		processed	and citation not	service	he completed community	MVO case not closed as	Citation north market			Court Inaction	
						~·····································	······				NO NO	L				No			80				No.										S O			Otac	2	
<del>~~~</del>		closed	Ne.			-	C 2		<del></del>		No.	_	2		·····	No			No.	10	. 2		No										8	Warnt	Susp.	TIC		
	96	sed	Needs to be 98	45			closed 5	L			15		Needs to be				····			closed	to be			closed	No. of the last	Needs to be			closed	Needs to be		closed	Needs to be	rule	revocation	6-month		
	<b>-</b> ₽		900	**			\$	•			E	,	Ę.		ć	ا الو		4	2 12	ı	65	-	ă I	8	1	3	1		4	6 6			00 001	<del></del>				

Documentation of Case Processing c\Citing Errors and Omissions - 2012 Village of Santa Clara, New Mexico

No date case not process.
proof of insurance
not paid
Case not processed Penalty Soa
Showed proof he fixed light Judge or date of
╄-
18, 2013 h
2012-00742 Provided proof of registration Case not processed as
2012-00/43 provided proof of insurance Case not processed as
Officer vo
Date: Not by Occasion by Occasion
2012-00776
Unable to locate case
Dayments
processed or filled out by judge as to fines and fees
2012-00774 No adjudication date Citation and
2012-00708 Judge deferred 20 days for
suspended finedeferred for 60 days and to pay costs of \$29.
2012-00709 Penalty assessment-judge
2012-00//3 Provided proof fixed light case still
↓_
2012-00707 Judge deferred for 60 days and
registration No adjudication date
2012-00772 Judge dismissed
case dismissed - No adjudication
2012-00771 Provided valid proof of insurance
À
Docket Court Action

Village of Santa Clara, New Mexico

Citation #	Name	Date Issued	Charge	Statutal		7						
	-	•		Ordinanc	Assessme	Court	Docket	Court Action	Court Inaction		OTES	1
1025269-0	RIOS, Oscar	12-27-2012	No shill	е	2			70.4 T. J.			0100	
1025270-8	CRUZ, Jose	12-27-2012	No headlights	12-6-13.2	\$ 158.00		2012-00728	No round ou harry				Warr
1025271_6	Chir		Sit Strong in Care	12-10-1.3		01-27-2013	2012-00703	1-16-13 Judge dismissed 6.			No	4
0-1/7/201	CKUZ, Jose	12-27-2012	No insurance	12-10-6		01-37-3013		To sugge distributed fixed light		<u> </u>		
1025272-4	CRUZ, Jose	12-27-2012	No registration	13.10.4			70/00-2703	Dismissed provided proof of insur	Not processed-not closed	-	ä	ď
1025273-2	CRUZ Inse					01-27-2013	2012-00701	Dismissed provided proof of registr	Not processed not closed			2
	CROC, JOSE	12-27-2012	No drivers lic.	12-6-12.5		01-13-2013	2012-00700	Dispissod	Sold 101 Concession	C	ä	ä
1025275-7	DEMARCO, Sean	12-28-2012	No tail lights	13.10.1.7				Cisilissed provided dry license	Not processed-not closed	ä	ă	ä
1025276-5	DEMARCO, Sean	12-28-2012	No. 100 100 100 100 100 100 100 100 100 10	/.T-701-71		01-28-2013	2012-	I nahia to lacate				
1025277-3	HANCOCK, Stephan	7102-02-21	No insurance	12-10-6		01-28-2013	2012-	Original to locate		-		
	and only orepaidit	14-28-2012	Speeding	12-6-1.2		01-28-2013	2012-00678	Onable to locate				
1025278-1	HANCOCK, Stephan	12-28-2012	No insurance	12.10.6				Suspended fine to pay costs \$20	Not processed-paid			Need to be
1025279-9	BOBO Nicholas	17 36 767				01-28-2013	2012-00677	Dismissed by Judge, no adjudicate.	Not processed- not closed			
		17-28-2012	Speeding	12-6-1.2		01-28-2013	2013-00741	No adjudication date deterred no		<u>_</u>		closed
1025280-7	CHAVEZ, Guillermo	01-01-2012	N.					pay costs \$29. Car seat	2/6/13			
		C107.10.10	No registration	12-10-4		02-01-2013	2013-00733	No adjudication date, fined \$78.	No documentation of any		No	No.
1025281-5	CHAVEZ, Guillermo	01-01-2013	No insurance	12-10-6				Connidity Serv. given	community service			
						£107.10-70	2013-00732	No adjudication date, fined \$329. Community service given 51 hrs.	No documentation of any		No 2	No No
1025282-3	AVELLS, Teresa	01-08-2013	Speeding	13.6.1.3				<del></del>	Completed			
1025283-1	GOMEZ, Randy	01-08-2013	Speeding	13.6.1.3		<b>!</b> _	00736		Had to appear had foo foo	7-		
1025284-9	QUINTANAR, Diane	01-15-2013	Speeding	12-6-1.2		_	Н	to locate	13 / 13 / 13 / 13 / 13 / 13	+	No	No No Purge 6 mo rule
1025285-6	NINET CALLS		o	7.4.0.91		02-15-2013	2013-00720		Paid \$29. Receipt 13727			
0-007	NUNEZ, Guadalupe	01-15-2013	Fall stop at sign	12-6-4.3	\$ 133,00		2013-00719	Ľ.	cash 2/01/2013	+		clased clased
								0/5133 -mot posted kept with sale. Due to empts and	processed on July 18,2013 Receipt 13898.(Need to			Needs to be closed AND
1025286-4	KEE, Elliott	01-15-2013	Exp. registration	13-10-4		<u> </u>		left by previous derk	abstract to New			computer file
1025287-2	XFF Filiott	_	- Postanon	16-10-9		02-15-2013	2013-00718	tive no proof of registration	CAW OTTER		No.	×5
7-/07/201	KEE, ERIOTT	01-15-2013	No insurance	12-10-6	0.	02-15-2013	2013-00717	-				NO Purge 6 mo rule
1025288-0	KEE, Elliott	01-15-2013	Speeding	12-6-1.2		╀	<del> </del> —	Proof of Histinghice	Not closed			Need to be
9-6870701	CHAVARRIA, Ruben		₽K Wy	*	* 0	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$	2013-00716	No action taken			No	No No closed
								copy of when it was mailed?				Purge 6 mo
Document	Documentation of Case Processing clCiting France and O	ssing c\Citina	r Evenne and O							_		7

Village of Santa Clara, New Mexico

.T	Need to cinca	Ne		No adjudication date				9015		? Errors and C	sing cluins	more of mase blocks	The state of the s
				No adjudication cooper out	by Judge	2013-00833 D	03-14-2013	10		1		Documentation of Caro Page 16:	Documenta
169				bildes B not document by		<u> </u>	Ļ.		12-10-4	Exp. registration	02-14-2013	REESE, Brandon	R-EGECZOTT
	completed	8		No adjudication Lab	Judge dismissed provided proof of	2013-00829   J	03-14-2013						
	serv.service was	Se.		Hacked for com. sery			1	<u></u>	12-10-4	Exp. registration	02-14-2013	REYES, Daniel	1025391-2
	community	8		traded to MVD: Case not		•••							L
157	Not closed if	2		Abstract not processed or					******			-	
	collected	8		move a payment to date	Penalty assessment set in for	2013-00830 P		\$ 118.00	7.1-0-77	6			
į	processed &	ğ		malled to MYU. has not	0,00				17.6.1.7	Speeding	02-14-2013	REYES, Daniel	1025390-4
157	Needs to be	2	No	Abstract not processed or	fined \$143. Made a pay agree			*********					_
					No date of adjustication in	2013-00836 A	03-14-2013		77-0-71	Section 2	1		
į	4				\$118.00 not processed				13,513	Speeding	02-14-2013	LEGARDA, Adam	1025389-6
2	Punge	No	No		cits in file one penalty access for								
E C		No O	L		None -Did not appear has 7 other		03-14-2013		4.4	d			
	clased	C		JOSEPH CHILLIAN	None - did not appear	2013-00835	03-14-2013		13.613	Speeding	02-14-2013	NELMS, David	8-80CC70T
154	Needs to be	_		closed -dismirrada		L			12-10-1 1*	No headlight	02-14-2013	GUSE, James	0-/900701
				Abstract not	3/01/13 appeared fixed lights	2013-00812	U3-11-2013		10.71	ē			100000
·····					to her file Her balance is \$18				12-10-17	No tail lights	02-11-2013	MONDELLO, Judah	1025386-2
					17° 2013 and payment not applied								
	-				orders were printed that were the control of the co								
	cleaned up	<u> </u>		sent to MVD	been army soul 3 of his			•					
3	Needs to be	$\rfloor$		Abstract not filled in or	Daving-however here is and is								
3	Purge 6 mo rule	No S	No		Made a nav agree 3 4 13	4		\$ 143.00	77-0-77	- Processing			
4	Purge 6 mo rule		Nο		None - did not annear	-	03-04-2013	<del> </del>	0.77.0.77	Speeding	02-05-2013	WEAVER, Carrissa	1025382-1
<u>.</u>	Purge 6 mo rule	No	No.			2013-00806	02-23-2013			Susa drivers li-	02-04-2013	HURTADO, Ramon	5-195CZ0T
	Purge 6 mo ruje	L	L		None-did not appear	2013-00805	02-23-2013		12-6-13-14	Open container	01-22-2013	VELASQUEZ, Veronica	C-00C204
_	Purge 6 mo rule				None-did not appear	2013-00804	CT-C7-20	-	12-10-4	Exp. registration	01-22-2013	VELASCUEZ, VERONICA	1036360 5
	Purge 6 mo rule	L			None-did not appear	E0800-5107	0. 22 2013		12-10-6	No insurance	01-22-2013	ALPACTORY ABIODICS	1025379-7
	Purge 6 mo rule	NO	200		None - did not appear	70000-CT07	02-22-2012		12-6-12.6	Susp. drivers lic.	ELO7-77-TO	VELACOLIEZ VALORICA	1025378-9
-	ciosed	L	; ;		nas not paid -uncollectable ?	10000 5100	02-24-2013		12-10-1.1	Excess noise	CT07.77.TO	VELASOUEZ Veronica	1025377-1
145	Need to be		-		ephraiance	2013-00p01		\$ 93.00	12-6-13.14	open container	בייתר כנים	VELASQUEZ, Veronica	1025376-3
-					waiting I Officer crossed out					0	01-21-2013	VELASQUEZ, Jessica	1025300-3
P 144	Purge 6 mo rule	ő	č		Washing 3 ck:	2013-	02-21-2013		12-6-1.2	Suibaade			
143	Purge 6 mo rule	100			renary Assessment not paid -out						07-70-70	PATTON, Jon	1025298-9
	Purge 6 mo rule	No	N S		None -did not appear	2013-007-00		\$ 143.00	12-6-1.2	Supposed	CT07-77-70		
	Purge 6 mo rule	8			wone-did not appear	200000	02-17-2013		12-6-12.3	AUD SILID MOIN	2	KIRLAND Baxter	1025297-1
1	Purge 6 mo rule	0	3 8		rone - did not appear	2013-00787	02-17-2013		12-6-12.5	All CHARLES HE	01-17-2013	CASTILLO, Michelle	1025296-3
e 139	Purge 6 mo rule	É	25		and not appear	2011-00786	02-17-2013		0-01-71	No dei uni	01-17-2013	CASTILLO, Hollie	C-C67C70T
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Village of Santa Clara, New Mexico

Need to close 166 Page 9 of 12

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	oki i i UN, Stephanie	02-15-2013	Speeding	12-6-1.2		03-15-2013	2013-00846	reinstated driver's lic.	No adjudication date			Need to close	5 5
1025397-9	ARITTON Stantage							deferred for 60 days-must bay	No adjudication date, paid		_	Need to close	7
1025398-7	CHAVEZ Andrew	2 13 2013	No insurance	12-10-6		03-15-2013		costs of \$29.					
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1025401-9	CASTILIO NAMES			1		E107-51-50	2013-00843	3/26/13 clerk dismissed showed	Did not process to close	8	8		306
	Control Motional	02-15-2013	No insurance	12-10-6		03-15-2013	7013-00073	proof of fixed lights	outs Judge did not sign			rocess	167
1025402-7	CASTILLO, Norman	02-15-2013	EXD. registration	13-10-4			2,000	No date	Did not process to close		2 3	Need to process	1,8
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1075405-0	JACKSON, Brian	02-25-2013	Speeding	12-6-1.2	\$ 14400			registration	and cit. not closed	·	Z	process	17
	onnos, mexandra	03-13-2013	Speeding	12-6-1.2	\$ 143.00		2013-00881	Penalty assessment of the			9	as Lioseo	3
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1025409-2	LEYBA, Patrick	03-15-2013	Speeding	13.613			00000	cleared lic.	No date of adjudication		No.	Not closed need	175
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1025413-4	FLETCHER, Shane	4	3	13-10-6		04-15-2013	2013-00892	4					75
1025414-2	FLETCHER, Shane	4	1	13-10-6		L		4	$\perp$			11	79
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Village of Santa Clara, New Mexico mg arrors and Ormssions - 2012

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Documentation of Case Processing c\Citing Errors and Omissions - 2012 Village of Santa Clara, New Mexico

#### AFFIDAVIT OF LEONEL ("LONNIE") A. SANDOVAL

- I, Leonel A. Sandoval, having been duly sworn do state:
  - 1. I am the chief of police for the Village of Santa Clara and have held this position since January 2011. In this capacity I supervise all personnel of the Police Department: an administrative assistant, the code enforcement officer, and four police officers (one sergeant and 3 patrol officers). In August 2010 I retired from the New Mexico State Police with the rank of sergeant after 18 and one-half years of service.
  - 2. As Police Chief, I am aware of the number of traffic citations issued by the officers on a monthly basis. I am notified by the officers when they are scheduled for court hearings so that I can adjust their shifts. For fiscal year 2013, July 1, 2012 to June 30, 2013, the officers issued 940 traffic citations. Of those citations, not one of the officers was subpoenaed for court, including me.
  - 3. On several occasions, during April and May 2013, I was asked by Junior Rojo, the Bayard Magistrate Court Clerk, when was Judge Madrid going to hold court? Mr. Rojo wanted to know because his friend's son, Lorenzo Anthony Quintana, had been cited into Judge Madrid's court and had attempted to appear on several occasions but the court was closed although it was scheduled to be in session. During the past fiscal year, there were other individuals who attempted to appear in the Municipal Court who approached me on the street, stating that they went to the Municipal Court when the court was supposed to be held but it was closed. I did not keep a log of these conversations.
- 4. During fiscal year 2013, I inquired at least three times of the Village's administrative assistant responsible for accounts payable, who was Iris Mohr at that time, what revenue

my department generated by the traffic citations for the Village. Each time I was told that these numbers were not available from the Municipal Court and it would take some time to retrieve this information.

- 5. I am aware that Judge Madrid was arrested for battery on a household member on June 2, 2013. Upon receiving a telephone call from Sergeant Bradford Hawk that Municipal Court Judge Madrid was involved in the domestic to which Officer Manuel Torres responded, I ordered Sergeant Hawk to contact the New Mexico State Police and request that they handle the situation due to our conflict of interest.
- 6. After I learned that Judge Madrid had been arrested on the domestic violence charge, I became concerned that he would not be able to hold court. The first week in June, when Judge Madrid did not hold court, I asked the Village Administrator, Iris Mohr (who now held this position), if the Judge would be holding court any more due to his arrest. Ms. Mohr told me that she did not know what was going to happen and she had not heard anything from Judge Madrid. The following week Judge Madrid did not hold court, and at that time I became concerned about whether the police officers and the Code Enforcement Officer should continue issuing citations.
- 7. On July 11, 2013, I was instructed by Mayor Richard Bauch to send an officer to retrieve from Judge Madrid the Village's laptop, cell phone, and keys to the Municipal Court office. I instructed Sergeant Hawk to take a State Police officer with him because Judge Madrid was then living outside Santa Clara. That day, July 11, 2013, Judge Madrid only gave Sergeant Hawk the keys to the Municipal Court offices and the Administration

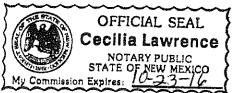
Building stating that he was having another person take his personal pictures, documents, and other personal items off the computer and cell phone.

8. I enclose with my affidavit a video and audio tape of Sergeant Hawk requesting the return of Village property until Judge Madrid was able to again hear cases as the Village's municipal judge.

Dated: 9-9-13

Leonel (Lonnie) Sandoval

STATE OF NEW MEXICO ) ss. COUNTY OF GRANT )



SUBSCRIBED AND SWORN TO before me this 9th day of September 2013, by Leonel (Lonnie) Sandoval, proved to me on the basis of satisfactory evidence to be the person who appeared before me and the person who signed and swore to this \_.

Notary Public

My Commission Expires: 10-23-16

## AFFIDAVIT OF SHIRLEY WIEGEL

- I, Shirley Wiegel, having been duly sworn do state:
- 1. I am the animal control / code enforcement officer for the Village of Santa Clara. I have held this position since December 2011, and my duties include issuing citations for violation of the ordinances of the Village that pertain to animals, nuisances, and building codes. Prior to my employment with the Village, I was the animal control officer in Bayard for two and one-half years. I have worked with animals and as a code enforcement officer for 35 years.
- 2. Immediately upon my employment with the Village of Santa Clara I began issuing citations against owners for dogs running at large and other violations of the ordinances of the Village that were within my jurisdiction.
- 3. In either February or March of 2012, the Municipal Judge, Roland Madrid, contacted me about some of the citations I had issued. The conversation centered on how I was completing the citations, which followed the same format as the person who previously held my position. Mr. Madrid explained his assessment of how the citations should be filled-out. I took his comments seriously and assured him that I would in the future change the way I wrote the citations.
- 4. After the discussion about the citation form, Mr. Madrid and I visited and I told him about my previous experience as an animal control officer. Mr. Madrid stated that he wanted me to understand that he "always" would be on the side of the resident and

that he had become the Municipal Judge to defend the rights of the residents of Santa Clara. He further explained that in the cases where I cited the owner of a dog found running at large, that he needed proof in the form of pictures of such violation. He further said in essence that if he had no pictures of the violation he did not have any way of knowing if the violation occurred.

- 5. On January 6, 2012, I cited Albino Lopez for extreme animal cruelty. Mr. Lopez lives at 206 S. James Street, Santa Clara, NM (mailing address is 515 East 6th Street, Silver City, NM 88061). In approaching Mr. Lopez about his pit bull running at large, he turned around, picked up a board, and hit the dog on the back hard enough to knock him down, then stood over him and beat the dog. I called for police back-up and impounded the dog for its own safety. Not getting a timely trial day, on February 23, 2012, I verbally petitioned Judge Madrid to release the dog to the for the purpose of euthanizing the dog. The dog had become extremely aggressive when confined in a cage at the HDHS and was a danger to the Society's workers. About six weeks later a trial date was set. When the trial date came, on May 9, 2012, Mr. Lopez did not appear. To my knowledge, the Municipal Court did not issue an order to show cause or any warrant.
- 6. About March 2012, I had my only trial before Judge Madrid. This trial was in Spanish, but we had no translator. I cited Mr. Fernando Acosta, a resident of Santa Clara with a residential address of 204 N. Cleveland St. (mailing address is P.O. Box 331, Santa Clara, NM) for dogs running loose. Mr. Acosta did not appear, only Mrs.

Yadira Acosta. After Mrs. Acosta spoke to the Judge in Spanish, he stated to me in English that Mrs. Acosta, the person who claimed the dog, said that I had harassed her by leaving notes on her door warning her about her two dogs running loose. Judge Madrid then told me that the owner claimed that I had let the dogs out of her yard so that I could pick them up and impound them. He stated that the owners told him that they never actually saw me do this. I denied that I did this. Judge Madrid then stated, "How do I know that you picked them up running at large as you claim and did not let them out of the yard like she claims?" I asked him how I was supposed to prove beyond my testimony that I would never let an animal loose to run at large in violation of my duties and in violation of the law, and an action that would cost me my job. In this case court costs were assessed, but I am unsure of what else was ordered because Judge Madrid did not translate this part of the proceedings for me.

- 7. Mr. Madrid's comments to me in his capacity as the Village's Municipal Judge, as discussed above, left me with the impression that he would not hear any of my citation cases objectively and impartially.
- 8. Because of Judge Madrid's position, I felt that I could be more effective as an animal control officer by taking my case directly to the owner and being persistent in assuring that the owner complied with the Village's ordinances. This approach has been effective but has caused my workweek to be extended beyond the compensated 40 hours. However, by not citing the owner immediately upon the first violation and

- having the matter heard by the municipal judge in an unbiased judicial proceeding with the owner and me present, I had to convince the owner that I was taking the matter seriously, which often involved picking up the roving animal multiple times.
- 9. On or about February 16, 2012 and in April or May of 2012, I cited Andreas Gomez, whose residential and mailing address is 306 S. Hutchinson St., P.O. Box 771, Santa Clara, New Mexico 88026, for letting his dog run at large, which citation was based on several complaints from a neighbor and on my observations (I caught the dog on the street). From my inquiries to the then municipal court clerk, Iris Mohr, I learned that Judge Madrid had conducted a trial with Mr. Gomez appearing telephonically. However, I was not present and was never given any notice of the trial date. The complaining neighbor later asked about the result of the citations being taken to the Municipal Court. From this conversation, I concluded that Judge Madrid never notified the complaining neighbor of any scheduled court trial. The complaining neighbor's name and address is Tom Caddel, 308 S. Hutchinson St., Santa Clara.
- 10. In another case involving owner Nick Chavez, who lived at the time at 100 N. Bellm Street, Santa Clara, in October 2012 I cited him as the owner of four Doberman Pinscher dogs for unrestrained, unvaccinated, and vicious dogs. (Nick Chavez has a mailing address of P.O. Box 910, Bayard, NM 88023.) I provided the Municipal Court with the citation and requested the court issue a summons to Mr. Chavez giving him a court date within the usual 30 days. I kept checking with the Municipal Court Clerk, Iris Mohr, for a date but was constantly told that no date had yet been set.

After 30 days from when I provided the Municipal Court with the citation, Mr. Chavez still had not appeared in court. According to Municipal Court Clerk, Nick Chavez telephoned Judge Madrid on the telephone and resolved the case. Subsequently, I saw the dogs still running loose and answered complaints from other residents, including the U.S. Post Office facility in Santa Clara. On January 25, 2013, I received a telephone call from Buddy Howard, the Grant County Animal Control Officer, stating that he received a report of four Dobermans chasing horses in Arenas Valley and asked me to check on whether the dogs were confined at the residence of Nick Chavez. I checked. No person was at home, the gate to the yard was open, and only one Doberman of the five I knew the Chavez family owned was in the yard. Later Mr. Howard and I went to the Chavez residence to which Nick Chavez had returned, admitting that he had been out looking for the four Doberman Pinscher dogs. On February 14, 2013, the dogs were captured in Arenas Valley by Buddy Howard.

- 11. Like Nick Chavez, I had similar experience with Gilbert Grijalva, a resident of Santa Clara who lives 102 West Cottonwood St. (P.O. Box 349), Santa Clara, New Mexico, and with Mr. Andreas Gomez, both of whom are known to me to be long-time friends with Judge Madrid. To my knowledge, none of these individuals ever appeared in Municipal Court to answer to my issued citations.
- On or about January 25, 2013, I received a complaint (through Grant County
   Central Dispatch) that the Principal of the Central Elementary School called about a

dog on the school grounds that had chased children on the way to school, which terrified them. I received a similar report from the Santa Clara Police Department. When I arrived, I recognized the dog as one that I had picked up November 23, 2012 at 4:59 a.m., on a dog bite complaint and impounded the dog for the Grant County Sheriff's Department. The dog belonged to Tarvars Nimmons, who lived at 203 W. New St., Santa Clara, New Mexico at the time. From the school, I followed the dog as he ran home, about 2½ blocks from the school. When I arrived at the dog's home and got out of my truck, the dog charged off the property into the street where I was standing and attacked with the intention of biting me (teeth barred, raised hackles (back neck hair), dilated eyes). I stopped the first attack by hitting the dog on the head with a catch-pole and second attack I stopped by catching the dog with the loop on the catch-pole. I issued a vicious dog citation against the owner. I appeared at the arraignment, having obtained the date from the Municipal Court Clerk, as I was not notified. The owner requested that Municipal Judge Madrid return the dog to him pending a trial. When I requested permission to speak about the dangerous temperament of this dog, which I knew from the previous encounter, Judge Madrid told me I was not allowed to speak at an arraignment. However, Judge Madrid was going to make a very important decision about the dog and should have all the facts before he made his decision. I had impounded the dog previously as a vicious dog for biting at least two people in an unprovoked attack.

- Judge Madrid released the dog to the owner. I attach the Deputy Sheriff's report on this particular dog as Exhibit 1.
- 13. The Village adopted its nuisance ordinance on June 13, 2011. One provision prohibits residents from leave any vehicle or trailer parked on the streets and Village easements more than 72 hours at a time, although off-street parking is not restricted. Within about three months of me being hired by the Village, I received a complaint that Judge Madrid's vehicles, including a fifth-wheel RV trailer, were allegedly in violation of the parking limitations of the nuisance ordinance. I went to investigate the situation and spoke to Judge Madrid at his home. During our conversation Judge Madrid stated he was never going to find a violation of this ordinance in his capacity as Municipal Judge, implying that should I cite anyone, he would find in favor of the person cited. He stated that he found the parking provision of the nuisance ordinance "unfair."
- 14. From December 2011 through June 2013 I issued 86 citations concerning animals and code violations. Of these citations, I only received three (3) notices to appear in Municipal Court. In addition, of the 86 citations it appears that the Municipal Court misplaced about one-third of the citations. Often the Municipal Court Clerk asked me or the secretary to the Police Department, Cecelia Lawrence, to provide our copy of the citations. I attach, as <a href="Exhibit 2">Exhibit 2</a>, a list of 20 citations requested by the Municipal Court Clerk on March 21, 2012. I asked Edith Gutierrez, the consultant

who is helping the Alternate Municipal Judge Odonez, to provide me with a list of the animal control and code enforcement cases filed with the Municipal Court since December 2011 and the case resolution. Edith Gutierrez gave me the attached list of 12 cases, as the only cases she found in the Municipal Court computer. See, Exhibit 3.

15. During my tenure as the Code Enforcement Officer / Animal Control Officer for the Village of Santa Clara I have had numerous residents, when I confront them with their violation of a Village ordinance, tell me in no uncertain terms that I can go ahead and issue citation upon citation and they are not worried because "Judge Madrid will not do anything to me."

Dated: 9-9-2013		Shuly Wiegel Shirley Wiegel
STATE OF NEW MEXICO	)	OFFICIAL SEAL Cecilia Lawrence
COUNTY OF GRANT	) ss. )	My Commission Expires: 10-23-16

SUBSCRIBED AND SWORN TO before me this 9th day of September 2013, by Shirley Wiegel, proved to me on the basis of satisfactory evidence to be the person who appeared before me and the person who signed and swore to this <u>Affidavit</u>.

Notary Public

My Commission Expires: 10-2316



#### STATE OF NEW MEXICO

# **Taxation and Revenue Department**

An Equal Opportunity Employer

**Motor Vehicle Division** 

1100 S. St. Francis Dr. Santa Fe NM 87505-4147 Divisions
Office of the Secretary
(505) 827-0341
Administrative Services
(505) 827-0369
Audit and Compliance
(505) 827-0900
Motor Vehicle Division
(505) 827-2296
Property Tax
(505) 827-0870
Revenue Processing
(505) 827-0800
Tax Fraud Investigations
(505) 841-6544

Susana Martinez Governor Demesia Padilla, CPA Cabinet Secretary

January 24, 2014

TO WHOM IT MAY CONCERN

RE: Request for microfilm on the attached list.

The Motor Vehicle Division has done a thorough check on the records attached. The citations listed do not exist in the MVD Data Base therefore the MVD is unable to provide the abstracts of record.

Thank you.

Bernadette Gonzales Records Supervisor/Custodian of Records 505-827-2239

		The resulting	-gange	Statute/	Penalty	Court	Docket	Court Action	Court Incation				
				Ordinanc	Assessme	Date	Š		Come Historian	CISC	Į,	6-month	<u> </u>
1024259-2	HOIGHN Pobers	4,00		မ	nt						Susp.	revocation	
1024260-0	HOLGIN Doboto	00-31-4017	No registration	12-10-5		09-30-2012	75110-0102	None			Warra	100	
1074761-8	MAABAGE BEST	08-31-2012	Speeding	12-6-1.2		09-30-2012	3012 01120	None				Nesd	+
0.404	WANVEL, PRIED	09-01-2012	Speeding	12-6-1.2	4		2012 011130	None				Build span	7
					3		2012-01116	Paid 10-16-2012, receipt #13645	No adjudication date		1	Needs purging	~
1024262-6	DURAN, Avia	00.00	4						abstract not filled out, not			Needs closing	m
		7707-70-60	Speculog	12-6-1.2		09-30-2012	2012-01114	Fine \$98.00, Paid 12-20-2012	No adjudication date No				
024263-4	Dispan A.d.	70 00				_			receipt, am't postedin			Needs closing	₹
1024264-2	I ANCACTED VAICED	09-01-2012	No drivers lic.	12-6-12.5		09-30-2012	2012-01115	None	computer was \$93,00?				
	Christophar	09-01-2012	Speeding	12-6-1.2	\$ 98.00		2012-01113	Paid receipt #4 Desa				Needs purging	1"
	la lidore una							and, sectific #13044,	No adjudication date,			Needs closing	16
1024265-9	PERRAULT, Oliver	09-01-2012	Speeding	12.6.1 2					processed to MVD				
			3			03-30-2012	2012-	None (age 17)	No adjudication date or			Noode missing	1
1024266.7	TOBOC? Addition								action (found rpt. card,	*******	-	Suite indicate	
1-0074	LONKEZ, Adelisio	09-01-2012	Speeding	12-6-1.2		09-30-2012	-2117		and list of goals)				
						***************************************	-770.7	Piea N/C, Fined \$114.00, 30-day	No adjudication date,			Needs closing	10
								#16372	abstract not filled out, not				3
								-	processed to AND, Amrt				
1024965-4	DOMING IE7 Cabailet	200 21 000							Dosted in computer was				
1024966.2	UDBCACTAR CL	7107-77-00	Speeding	12-6-1.2	\$ 118.00		2012-	None	- Seption				
•	المراحي العالد	7107-67-80	Speeding	12-6-1.2	\$ 98.00		2012-	Fine of C64 (2) suspended			~	Needs purging	5
						<del></del> -		rosts imposed	No adjudication date,		Z	Needs purging	2
					<b></b>			מברים ווילים משנים	abstract not filled out, not	·		, ,	<b>.</b>
1024967-0	FLORES, Jodge	09.30.3013							processed to MVD, no				
1024968-8	FLORES, Jodee	C105 OC 80	Speculing No. 4-11 THE	12-0-17		09-26-2012	H	Plead not guilty on 09-26-2012	No tein date cot		1		
1024969-6	FLORES Indee	C105-62-00	NO GRIVEIS ISC.	12-6-12.5		09-26-2012	†	Dismissed (provided proof Dry 1 ic	No adjusting and		2	Needs purging	77
	33301 (03.00.	7107-67-00	No child restrut.	12-6-13.2		09-26-2012	†-	Fined \$97.00	1	1		Needs closing	24
				_					_	Ž OZ	No on	Needs purging	3
						····			receipt, No adjudication date, abstract not filled		<del></del>		•
1024971-2	LOPEZ. Thomas	08.31.3013							out not processed to		-		
			NO HISUTATION	12-10-6		09-30-2012	2012-		Unable to locate any		Z	Mood to find	į
1024972-0	LOPEZ, Thomas	08-31-2012	No registration	12-10-5		+			information anywhere!		=		-
0 (1040)	4 14 14	-	•	) 		7107-06-60	2012-		Unable to locate any		ž	Need to find	15
0-076+	IEMPLE, Ana	08-31-2012	Fail yield emerg.	12-6-7.4	)	09-30-2012	2012-01132		Information anywhere				١,
1024974-6	TEMPLE. Aria	08.31.2012	Me determine			-			committee		ž	Need to find	-
			NO GRIVETS HE.	12-6-12.5		09-30-2012	2012-01131		No documents, Person in	-	J.	Mond to find	į
1024975-3	ROT IMAN, Christopher	08-31-2012	No registration	12-10-5	0	09-30-2012	2012.		computer				Ξ
- taoont	Dominiontotion of O					7			Unable to locate any	<b>3</b> (	No	Need to find	. 6
CHILICITE	ation of Case Proce	SSIDE CICIDID	Firers and C	Jamisoni Can	9010							_	7

Documentation of Case Processing c\Citing Errors and Omissions - 2012 Village of Santa Clara, New Mexico

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<u> </u>		+	1		22	1	7	77	- 1	}	24	36	-	*	27	75	· · ·	-	<u></u>	1	5	3	
6-month	revocation	rute	Needs Distribu	Shingland character	Need to find	Mond to	Need to Illio	Needs closing	Needs closing	9	Needs purging	Needs purging		Needs purging	Needs purging								
Lic.	Susp.	1	No											9	No						·		
OTSC	•		No											2	ON ON						• • • • • • • • • • • • • • • • • • • •		-
Court Inaction		information anywhore	te, no	_	Unable to locate any	Unable to locate any	information anywhere	No adjudication date, abstract not filled out, not	processed to MVD		Unable to locate any	Unable to locate any	intormation anywhere	c	Judication date	Unable to locate any	Information Unable to locate any	information Unable to locate any	information Citation does not have the Judge's signature or filled out , abstract not	processed to MVD Not processed in the	court-remained at Police dept.	Citation doesn't have Judge' signa. or filled out.	abstract not pross.toMVD
Court Action			Fine suspended, imposed court	costs				Paid \$118.00 on 10-17-2012,	Suspended fine, costs paid receipt	#13697 on 01-03-2013	None	None	Fined \$133 (A) namer maid		90 day probation, suspended fine, pay costs of \$29.00, paid \$14.00	acelpi #			Fined \$118.00 Paid in payments; receipt 13698 & 13757	The second secon		Provided proof of paying reinstatement fee with MVD	Affer being cited.
S C			2012-01183	2012.		2012-		2012-01105	2012-01107	20110 1105	80TT0-2T02	2012-	2012-01160	**************************************	2012-01193	2012-	2012-	2012-	2012-01189	2012-		2012-01184	_
Date			11-30-2012	10-21-2012		10-21-2012			10-21-2012				10-26-2012		11-30-2012	11-30-2012	11-30-2012	11-30-2012	11-30-2012			11-30-2012	
Assessme	nt						\$ 110.00	CO'GTT &		\$ 78.00	2007	Summons								Found at stp			
Ordinanc	٩		12-6-1.2			12-6-12.5	12-6-12	<b>1</b>	12-6-1.2	12-6-5.4		12-6-12.6	12-6-4.3		12-6-1.2	12-6-1.2	12-10-4	12-6-12.5	12-6-1.2	12-10-6		12-6-12.6	
)		7	Speeding	No headlight		NO drivers lic.	Speeding	0	Speeding	No turn signal		Susp. drivers lic.	Fail yield inters.		Speeding	Speeding	Exp. registration	No drivers lic.	Speeding	No insurance		Susp. drivers lic.	••••
		100 15 01	707-16-01	09-21-2012	2000 20	7107-17-60	09-21-2012		09-21-2012	09-21-2012		09-21-2012	09-26-2012		10-31-2012	10-31-2012	10-31-2012	10-31-2012	10-31-2012	10-31-2012		11-04-2012	-
		COLLINS leanette	Corpies, realiette	HUERTA, Paula	WIEDTA Danta	Bing Carlo	GODMAN, Steven		RODRIGUEZ, Victoria	AVELES, Satiago	A Party Programme A Party Prog	AVELLES, Salidago	DOMINGUEZ, Margaret		HENRIE, Bryan	CASTILLO, Hollie	CASTILLO, Hollie	CASTILLO, Hollie	MURILLO, ERIC	MURILLO, ERIC		WILLIAMS, Wayne	
		1025016-5		1025053-8	1025054-6	,	1025055-3		1025056-1	1025057-9	7 0303001	1-0500504	1025060-3		1025072-8	1025073-6	1025074-4	1025075-1	1025076-9	1025077-7	寸	1025086-8	

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6-month	reverention	TCV OCCULUI						Need to purge				Needs to be	-	Needs to be	o pe	closed			•	Needs to be	- Park		ciosed, errors	1	closed	to be	Needs to be closed out
Lic.	Susp	Warm			°Z	No		No			No						S <sub>o</sub>				S	2					
OTSC					Š	No		So.	Ī		No S						No.				No		***************************************		····		
Court Inaction			No adjudication on citat.	7	Penalty assessment not	ilty assessment not		No adjudication			Penalty assessment not	60 day probation paid court costs of \$29.00 case	not closed properly	Not processed no docket number on citation	Not processed no docket	number on citation or date				Not processed correctly	Not processed correctly		suspended ?? Abstract	Not brocessed correctly		Cit. not processed correctly Abstractinot filled our and sent to MVD	Cit. not processed correctly Abstract not filled out & not sent to MVD
Court Action			None citation sitting in a stack Of citations			None		rone	A warning is not may intormation	court	none	Plea no contest no date of adjudication Judge suspended fine		Dismissed by the judge	Deferred for 90 days by judge on	12-19-12 and to pay court costs of \$29. Paid receipt 13693 12-20-12	Unable to locate file, this is a penalty assessment?	A warning citation not processed	in the court	Dismissed by Judge, says lights work – no date of dismissal	Fined \$104. +\$29.costs=\$133. No	date of adjudication-naid 1-9-13	\$83.receipt 13713, paid 2-01-13	Dismissed by Judge-provided amof	of insurance no date of dismissal	Penalty assessment of \$133. Paid receipt #13689 12-18-12	Penalty Assessment of \$98.paid 01-08-2013 receipt 13708
Docket	o N		2012-01185	2017.0100	00770-7107	2012-01176	3017.01126	2017-011/3	2012-		2012-01241	2012-01211		2012-01210	2012-01242		2012-	2012-	-	2012-01240	2012-01239			2012-01238		2012-01217	2012-01223
Court	Date		11-30-2012				12.05.3012	17.11.2012	77.77.77			12-16-2012		12-16-2012	12-16-2012			12-16-2012		12-16-2012	12-16-2012			12-16-2012			
Penalty	Assessme	nt		\$ 133.00		\$ 98.00			Warning		\$ 98.00						\$ 98.00						•			\$ 133.00	\$ 98.00
Statute/	Citamenc	e	12-10-1.1	12-6-4.3		12-6-1.2	12-10-6	12-10-1 47	12-6-2.4		12-6-1.2	12-6-1.2		12-5-1.2	12-6-1.2		12-6-1.2	12-6-1.2		12-10-1.9D	12-6-12.6			12-10-6		12-6-13.13	12-6-1.2
Charge			Excess noise	Fall stop at sign		Speeding	No insurance	Stoo web hilk wo	Fail yield rt way		Speeding	Speeding		Speeding	Speeding		Speeding	Speeding		No brake lights	Susp. drivers lic.			No insurance		No seat beit	Speeding
Date Issued			11-04-2012	11-04-2012		11-05-2012	11-05-2012	11-11-2012	11-11-2012		11-16-2012	11-16-2012		11-16-2012	11-16-2012		11-16-2012	11-16-2012		11-17-2012	11-17-2012			11-17-2012		11-17-2012	11-20-2012
Name			MANGOEZ, Anta	MORENO, Mike	: 4	JUNES, Dalla	PREAST, Jessica	SIFUENTES, Joseph	SANDOVAL, Jolean		RHODES, Justin	MOYER, Mildred		CHAVEZ, Larios	CASTILLO, Martina		CORLEISSEN, Zachary	AGUILERA, Jesus		LOPEZ, Albino	LOPEZ, Albino			LOPEZ, Albino		HENSON, Jessica	ITURALDE, Crystal
* Hone		1015007 6	0-/900701	1025088-4	, 0001001	7-6906701	1025090-0	1025100-7	1025127-0		1025132-0	1025133-8	1	1025134-6	1025135-3		1025139-5	1025140-3		1025141-1	1025142-9			1025143-7		1025144-5	1025147-8

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6-month	revocation	- Link				Needs to be	closed		Manda h. L.	closed			Needs to be	closed	Needs to be	Closed	Needs to be	pason						Needs to be	closed	Needs to be	processed ?		Needs to be	closed			Needs to be	closed	Need to be	purged 6 mo
Lic.	Susp.	Wart													2							92	*****			2										
OTSC								•	-		····		•	1	2							No				2						1	······			
Court Inaction				Cit. not processed correctly, Abstract not	MYO	Error citation not	process correctly		Error citation not	processed correctly,	Abstract not filled our &	Charle and a second	correctly		THUTTAP +	No date of adjudication	citation not processed	correctly Abstract no filled	out & not sent to MVD					Cit. not process correctly	-+	_	correctly, no docket #, no date & Abstract not sent	to MVD	10H aspa-nassure again	processed No date of	aninotes to the second	No date of adjustication	No docket number on	abstract	No adjudication no docket	number on abstract
Court Action		1 1 2 1 2 1	Un able to locate case	Penalty Assessment paid receipt 13687 12-11-12		No docket #-Judge dismissed no	Penalty Accomment marks to	locate file???	Penalty Assessment paid in full 12-	11-12 receipt 13683		Dismissed by the ludge no date of	adjudication	none		Judge deferred must pay costs of	\$29.00 paid 12-7-2012 receipt	13677		Unable to locate case or payment	of any kind for \$291.00	Penalty Assessment of \$143.00 no	payment received	Penalty Assessmt of \$133, Paid	Pay agree - has not naid			Dismissed by Judge he produced	valid rogistration as fine and	charged (578 00 not cleared in	computer file?)	Dismissed by Judge as he provided	valid proof of Insurance (parents')	-	Judge 's note says he was working	2011
No.		2013	2012 0422	57710-7107		2012-	2012-		2012-01227			2012-01228		2012-01229		2012-01213	-	···	1	-2107	+	86710-7107	1.	2012-01257	2012-01255			2012-01254		» · ·	0	2012-01253 D		+	2012-01252   R	5
Date		12-20-2012			2000 00 01	7707-07-71						12-20-2012		12-20-2012		12-20-2012																01-05-2013		C10C 30 10	5T07-50-T0	7
Assessme	ם		\$ 143.00				\$ 133.00	4	38.00										\$ 201.00	DOTES ¢	\$ 163.00	DO STATE OF	\$ 132.00	OU.CC1. ¢	\$ 98.00			\$ 78.00	~~~							
Ordinanc	ə	12-10-6	12-6-1.2		12-6-1.2		12-6-13.13	17617	7.7.0.77			12-6-1.2		17-0-1.2		12-6-1.2			12.6-1.2	***	12-6-12	1	17-6-13-13		12-6-1.2		****	12-10-4				12-10-6		12-10-13		
		No insurance	Speeding	·	Speeding		No seat beit	Speeding	Sill manager			Speeding		Bunaade		speeding			Speeding	9	Speeding	•	No seat belt		Speeding			Exp. registration				No insurance		ID card only	•	
		11-20-2012	11-20-2012		11-20-2012		11-20-2012	11-20-2012				11-20-2012	11.30.3017	7707-07-77	44 70 7047	7102-02-11			11-30-2012		12-05-2012		12-05-2012		12-05-2012			12-05-2012	-	,		12-05-2012		12-05-2012		
	THIDAINE C	I ONALUE, CIVATAI	MEYGSTER, Renate		RAMOS, Gabriel		AGUIRRE, Mana	COGDILL, Trenton			00011 1-41	rchu, Josie	GRAY, Janet		DIRAN Kaicea	Decision of the control of the contr			CLAUSSEN, Brenden		CISNEROS, Luz		STONE, Dustin		CHAVARRIA, Anthony			CHAVARRIA, Anthony		, ,	"LANCADBIA A.AL.	Chavanala, Anthony	•	CHAVARRIA, Anthony		
	1025148.6	1035140	b-651C70T		1025150-2	1036164 0	D-tereson.	1025152-8			1025153.6		1025154-4		1025155-1				1025156-9	_	1025159-3		1025160-1	7	1025161-9 (	•••		1025162-7			1025163.5			1025164-3 C	•	

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6-month	revocation	Tale				Pistrore	201					Purge			Pirms	ų St.		Needs to be	closed	Needs to be	closed	Needs to be	crosed		Purge	Pures	Needs to be	Closed Neods to bo	ofocod	Needs to be	riosed	Needs to be	ריניספמ	Needs to be	closed	
Lic.	Susp.	WELT				Š	S.		No	!		ę Ž			No	 }							2		2		<del>                                     </del>									
CISC						No	No	·	No	*****		2			No	<u></u> -							No.		No.	No			••••	1						
COURT TURCHON		Citation and agents	correctly pay agree in the	amount of \$133.00		1-	Citation not process, No	Janges - Janger	not processed, no	adjudication by	Judge .				Citation not processed			Citation not closed or	abstract not sent to MVD	Citation not thised		Citation not closed	Citation not closed		2	Z	Citation not processed	Citation not processed		Citation not processed		Citation not processed		Paid 01-18-13 to clerk	Citation not processed to	1 American
		No adjudication by Judge clerk	Issued a pay agree? - citation	Dlank- as discovered, Mr. Lucero	lias peen sending in payments	Penalty Assessment	Judge Suspended fine must pay court costs of \$29,00		Judge suspended fine must pay	court costs of \$29.00- Paid receipt	Penalty Assessment of \$133.00-	not paid	Warning not filed in Municipal	Court stay at police depart.	Penalty Assessment of \$118.00 not	paid	Unable to locate	Penalty Assessment of \$98. Paid	receipt 13703	Dismissed by Judge no date of adjudication	Dismisson by Judge no does of	adjudication	Deferred by Judge must pay court	costs of \$29.00-not paid	None- Did Not appear	None- Did not appear	Penalty assessment \$98. Paid 01. 30-2013 receipt 13724	No adjudication - provided proof	of purchase of light part	No adjudication provided proof	of insurance	No adjudication provided proof of registration		the adjustment of Signature	assessment? Paid 598. Receipt	13721 on 01-18-13
No.		2012-01259			2000	201201260	T9710-7107	-+	2012-01256		2012-01272		2012-	-	2012-00767		_	2012-00758	טטטט בזטב		2012-		2012-00688	+	+	+	2012-00755 P	2012-00694 N		2012-00693 N	$\dashv$	2012-00692 N	2012- O0501 N		= řý	<del>H</del>
Date		01-06-2013				01-06-2013	5707.00 70	200	6T07-80-T0							04 43 3042	01-13-2013		01-13-2013	CT07-CT-T0	01-13-2013		01-13-2013	01 13 2013	01 12 2012	CT02-CT-T0		01-14-2013		01-14-2013		01-14-2013	01-14-2013			
Assessme	Ħ				\$ 118 OO	DONATE A					\$ 133.00		Warning		\$ 118.00		1	\$ 98.00								8	2 38.00			<u> </u>						
Ordinanc	13.64.7	5-0-77			12-6-1.2	12-6-12		12-6-1 2	; ;		12-6-4.3		12-6-4.3	17 6 4 4	14-p-1.2	12-6-12	46.0-4.4	12-6-1.2	12-10-1.6		12-10-1.7		12-6-12.5	12-6-123	12-10-6	17.6.1.7	7.7.0.77	12-10-1.3	7.00	12-10-6	13 40 €	C-07-77	12-6-1.2			•
	Fail viold intox	reis years interes.			Speeding	Speeding		Speeding	•		Fail yield inters.		hall yield inters.	Cheeding	Supande	Speeding	0	Speeding	Fail yield traffic		tail lights	20 d d d d d d d d d d d d d d d d d d d	NO OTIVETS IIC.	Allow unlic driv	No insurance	Speeding	9	Lights required	No inclusion of	No insurance	No registration	in in the second	Speeding	i		
	12-06-2012				12-06-2012	12-06-2012		12-08-2012			12-11-2012	F 201 17 C 2	7107-71-71	12-13-2012	7707-57-77	12-13-2012	13 13 3013	7707-51-71	12-13-2012		12-13-2012	17 12 1053	7707-51-71	12-13-2012	12-13-2012	12-13-2012		12-14-2012	12-14-2013	7707-47-77	12-14-2012		12-14-2012			
	LUCERO, Richard			41.000	ALLKED, Joseph	MORALES, Carly		COOK, April		Harring P.	JIMENEZ, Kose	MORALES Vanossa	The state of the s	OSEGUERA, Chad		BRIGGS, Charles	FORM Barry	Civil, Daliy	LUCERO, D-Anna		LUCERO, D-Anna	HICERO D.Anna		LARA, Jessica	LARA, Jessica	JUAREZ, Mary Beth	CADCIA VILLA	GANCIA, AIMBERTY	GARCIA Kimberly	fi politica (company)	GARCIA, Kimberly		PEREA, David			
	1025165-0			1036466.0	0-0076707	1025167-6		1025168-4		1035171 0	0-1/16701	1025172-6	) !	1025173-4		1025175-9	1025201-3		1025202-1	7	6-5075701	1025204-7				1025207-0	1035308.8		1025209-6		1025210-4 (		1025211-2		******	

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6-month	revocation	rule	Needs to be	closed			Needs to be	closed			Needs to be	closed	Needs to be	closed			Needs to be	closed									Needs to be	LIOSED					Needs to be	closed					Needs to be	closed		
Lic	Susp.	Warn	No												Š					No.				9	•			1	2													
OTSC			No						-														†			1		T		•••••	•	+				+		+				
Court Inaction			Citation not processed to N	he completed community	sapice	No date of a direct	and an enjudication	and creation not	processed		ri Dvideo proof of	insurance	Citation not processed	Abstract not sent to MVD	No		Citation not processed			Citation not processed No		1.4444	Citation not processed No.			Case not propessed		Case not propessed				Case not processed	200000000000000000000000000000000000000				Case not processed		Case not processed	Abstract not sent to MVD		Case not processed
Court Action		Adindicated by hides	citaludge fined \$118.00.	community service given	completed	Adjudicated by Judge, deferred for	90 days, suspended fine and muse	Day Court costs paid 630 occurred	13734 03-06-12	Dismissed by ladge no date of	odindination	auguntation!	remaily assessment of \$98.00 paid	President and a second a second and a second a second and	rendry assessment of, \$118. Has	Monadindication - homeographs	proof of insurance	inship to Lorenta	מומחוב זה ותיפוב	Judge deferred for 60 days-no	date of adjudication must pay	costs of \$29. Has not paid	Penalty assessment for \$93, Judge	suspended \$64. Fine but must pay	court costs of \$29. Has not paid	Judge dismissed, no adjudication	date on cit.	Judge fined \$129.00 + \$29.costs no		5-31-1 3receipt 13796- no other	payments received	Judge deferred 60 day probation		adjudication must pay costs of	\$29paid receipt 13709	المحمود مو		+		date of adjudication paid 01-23-	†	cost of \$29. Has not paid No
No.		2012-00685				2012-00749				2012-00748		2012-007/12		3012-00746		2012-00745		2012.		7017-00938			2012-00699			2012-00753	$\dashv$	2012-00752	re-	ın		2012-00675	E	ď	· · ·	2012-00676		2012-00769	_		4 05500-5106	
Date		01-20-2013				01-20-2013		<u></u>		01-20-2013						01-20-2013			C 100 00 10	ST07-07-T0						01-20-2013		01-20-2013				01-21-2013				01-21-2013		01-21-2013			01-71-7013	
Assessme	#			,								\$ 98,00	•	\$ 118,00	,			Summons					\$ 93.00						•			******		-,								
Ordinanc	8	12-6-1.2		********		7.1-0-71				12-10-6		12-6-1.2		12-6-1.2		12-10-6		12-6-1.2	12-6-17	***		42 6 43 44	12-6-13.14			12-10-1.3	43.643.3	7*57-0-77				12-6-1.2	•			12-10-6		12-6-1.2			12-10-1.6	
)		Speeding			Chonding	Sheening				No insurance		Speeding		Speeding		No insurance		Speeding	Speeding			2000	Open container			No headlight	No child mate	TO CHIER IEST!				Speeding				No insurance		Speeding	•		Fail dim light	
		12-20-2012			12-20-2012					12-20-2012		12-20-2012		12-20-2012		12-20-2012		12-20-2012	12-20-2012			12-20-2012	7707-07-71		2000	75-70-71	C10C-0C-C1	7707			+	7107-17-71		•	+	12-21-2012	7	12-21-2012			12-21-2012	<u> </u>
	1 2 2 1 10 2	CKUM, Delbert			SIERRA, Veronica				,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Sicking, Veronica		SEPRI, Joseph		BENAVEDEZ, Sikey		BENAVEDEZ, Sikey		DELATORRE, Irven	SANCHEZ, Jeanna			SANCHEZ leanna			CLAVC2 Commo	CIPATE, CIMINA	CHAVEZ Emma	1	****		CASWELL Michael	כסגנרה ואווכוומפו			CALIFORNIA CONTRACT	CASWELL, Michael		ESCARCEGA, Jose			MORALES, Vanessa	
	1075217.0	0-2176701			10252013-8				1035314 €	0-4176701	200000	F-577570T		1025216-1		1025217-9		1.5218-7	1025219-5			1025220-3			1035231-1	1.144	1025222-9				1025223-7		,	-10-40	103E224 E	C-477C70T	1	1025225-2		7	1025251-8	

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6-month	revocation	rule	Needs to be		Needs to be	rlosed	a second			Monde to he	closed																Needs to be	closed	Needs to be	closed		Needs to be	closed	Needs to be	closed	Needs to be	closed	riosea	Monde to he	ad or space	closed			Nand to close
Lic	Susp.	Warrt				AL-1884	Z	2				No.				Ş	?				2	•		•					No									-				Ž	 }	
OTSC							No	)				No				QN C	)		-		No								2												•••	No	•	
Collet Inaction			Case not processed		Case not processed		Case not processed	•		Case not processed		Case not processed	Has not finished paying			Case not processed has	not finished naving	Student national years			Pay agree shows \$98.00	Paid \$20. Receipt 13749	on 3-6-13 No further	payments			Case not processed or	closed	Case not processed			Case not processed as	closed	Case not processed as	closed	Money order was in safe	and never posted to his	case since	Abstract not slened by	indep or date of	Judge of date of	i de la compania del compania del compania de la compania del la compania de la compania del la compania d		No date case not process.
Court Action		Description of the second	ri uvided valid proof of insurance case dismissed – No adjudication	date	judge dismissed provided proof of	registration No adjudication date	Judge deferred for 60 days and	must pay court costs of \$29. Did	not pay - no date of adjudication	Provided proof fixed light case still	open - no adjudication date	Penalty assessment-judge	suspended finedeferred for 60	days and to pay costs of \$29.	Receipt 13741 2-7-13 pd \$10.	Judge deferred 30 days no fine	assessed must pay costs \$29. No	adjudication date naid 3, 33, 13	C10 rocoint 1974"	STO. IECEIDI 13/42	No adjudication date. Citation not	processed or filled out by judge as	to fines and fees		Unable to locate case	Den internal	Provided proof of fixing headiight			Officer cold alt	סונוכבו אמום כוו	provided proof of insurance		Provided proof of registration		Paid \$118. Receipt 13922 on July	18, 2013 he mailed it in 01-11-13		No date of adjudication dismissed	showed proof he fixed light	1191 1201 121 121 121	Case not processed Penalty \$98	not paid	Provided proof of insurance
Š	•	2012-00771	7/100		2012-00772		2012-00707	•		2012-00773		2012-00709				2012-00708				+	2012-00774				2012-	20775	_	2000 5 100	9//00-7707	, -6,100		2012-00743	+	2012-00742		2012-00724   F			2012-00731 N		}	2012-00729		2012-00729 P
Date		01-71-2013				2000	01-21-2013			01-21-2013						01-21-2013				2000	01-21-2013		**		01-21-2013	01.21.2012	CT07-17-10	01 11 2013	01-44-4013		$\dagger$	01-26-2013	200	01-79-7013					01-27-2013				┪	01-27-2013
Assessme	Ħ				·							00.88 ¢																-		Found a ston	4					\$ 118.00						\$ 98.00		
Ordinanc	ů	12-10-6		12.10.5*	14-10-3	17.6.1.2	7.7.7.77		12 10 1 3	12-11-1.3	11617	77-0-77				12-6-13.14				11611	7.5-0-7.5				12-10-1.6	12-10-1.3	} }	12-6-12	•	12-10-6	12.10.6	0-07-27	17.10.4	+-0171		17-p-1.2			12-10-1.3			12-6-1.2		12-10-6
ı		No insurance		Exp. registration	indiana included	Spenting	9		No hondinh	TIP STEER OF STREET	Speeding	Sunnade Sunnade				Open container				Speeding	Sunnante				Fail yield traffic	No headlight		Speeding	0	No insurance	No incurance	anisme and	Evn registration	יישה ובפומוומוומו	200	Supaade	•		No headlight			Speeding		No insurance
		12-21-2012		12-21-2012		12-21-2012			12-21-2012	7	17-21-2012	7707-17-77			C 20C 2C C 2	77.07-77-77				12-71-7013	74-41-4012			7		12-21-2012		12-21-2012		12-21-2012	Г	•	12.26.2012	-	12 30 30 51	7702-02-77			12-27-2012			12-27-2012	+	77.07-77-71
		MORALES, Vanessa		MORALES, Vanessa		HUERTA, Edward			HUFFMAN, Jolene		ORTIZ. Elizabeth			_	Fired Attac	ON IL, DAVID				FLORES Lawrence	The state of the s				SCAVKON, Marcela	SANDOVAL, Gabriel		RIVERA, Eddie		RIVERA, Eddle	JIMENEZ, Regan		JIMENEZ, Regan		VIII ANI IEVA Alciandro	ייבריירי, היפןפוומום			VALENCIA, Michael			JAUREQUI, Laurie	At 10EOL H. Carrie	זאטעבעטי, נשמנוב
		1025252-6		1025253-4		1025254-2			1025255-9		1025256-7		••		1035357.5	7.7777				1025258.3			•	†	1-6075701			1025261-7			1025263-3		1025264-1	_	1025265.R			十	1072766-6	•	1	1025267-4	1035358.3	1

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6-month	revocation	rule		Need to be	closed	closed	Need to be	closed	closed			Need to be	Need to be	closed	Needs to be closed	***************************************					rurge 6 mo ruie	Needs to be	closed	Needs to be	closed AND	closed out in	computer tile also	Purge 6 mo rule	Need to be	closed		Purge 6 mo revoke rule
Lic.	Susp.	Warrt	No													S <sub>S</sub>	•	No			2				•			No			S.	
OTSC			No													No		No		1	2						<del></del>	S.				
Court Inaction			Not processed	Not processed-not closed	Not processed-not closed		Not processed-not closed	Not processed-not closed				Not processed-paid \$29.receipt 13712	Not processed- not closed		Paid \$29.receipt 13731 on 2/6/13	No documentation of any Community service	completed	of any	community service	Had to appear by 2/09/12	+-	Paid \$29. Receipt 13727	cash 2/01/2013	Check discovered and	processed on July 18,2013	Classic and cond	abstract to MVD	2	Not closed		No	
Court Action		No. 1	1-16-12 finder dismission	Tugit payit passifish again of or a	Dismissed provided proof of insur		Usmissed provided proof of registr	Dismissed provided drs license		Unable to locate	Unable to locate	suspended fine to pay costs \$29.	Dismissed by judge, no adjudicate.	pare-provided proof of insurance	No adjudication date, deferred no date? pay costs \$29. Car seat program?	No adjudication date, fined \$78. Community serv. given		No adjudication date, fined \$329.	Community service given 51 hrs Abstract not sent to MVD	None	Unable to locate	No adjudication date, Judge	suspended fine to pay \$29.costs	On Feb.01, 2013 he sent check	. 43			Still active no proof of registration	ed proof of insurance		No action taken	Summons sent no date on court copy of when it was mailed?
No	<u>.</u>	2012-00730	2012-00703		2012-00702	2010 000	TO/00-2702	2012-00700	1013	†	2012-00579		2012-00677	201.0		2013-00733		2013-00732		2013-00736	┼-	2013-00720	$\dashv$	2013-00719	5 (A)			2013-00718   5	2013-00717 P	-	+	28/00-5107
Date			01-27-2013		01-27-2013	01.27.7013	77.77	01-13-2013	2000 301 10	ביסב של יס	01-28-2013		01-28-2013	01 30 3032	01-20-2013	02-01-2013		02-01-2013		02-08-2013	02-08-2013	02-15-2013				<del></del>	-	02-15-2013	02-15-2013	+	* * *	
Assessme	Ħ	\$ 158.00				-																	0000	00.551 4	•	*		-				<del></del>
Ordinanc	ø	12-6-13.2	12-10-13		12-10-6	12-10-4		12-6-12.5	12-10-17	12-10-6	12-6-1.2		17-10-e	12-6-1 2	<b>*</b>	12-10-4	1	12-10-6		12-6-1.2	12-6-1.2	12-6-1.2	43.643	5.4-0-4.3				12-10-4	12-10-6	C 1-2-C+	77-0-77	<u></u>
ò		No child restr.	No headlights		No insurance	No registration		No drivers lic.	No tail lights	No instrance	Speeding		NO INSULANCE	Speeding	٥	No registration		NO INSURANCE	:	Speeding	Speeding	Speeding	Cail other no sines	Tall stop at sign				exp. registration	No insurance	Speeding	bik wy	
		12-27-2012	12-27-2012	1	7107-/7-71	12-27-2012		12-27-2012	12-28-2012	12-28-2012	12-28-2012	13 30 3043	77.07.07.71	12-28-2012		01-01-2013	01 01 1011	ETOZ-TO-TO		07-08-7013	01-08-2013	01-15-2013	01.15.2012	7777			2001	5107-51-70	01-15-2013	01-15-2013	01-16-2013	
		RIOS, Oscar	CRUZ, Jose	(1917) Jose	acor, Jose	CRUZ, Jose		CRUZ, Jose	DEMARCO, Sean	DEMARCO, Sean	HANCOCK, Stephan	HANCOCK Greenbar	in the second se	BOBO, Nicholas		CHAVEZ, Guillerma	CHAVET Cullarma	Curvet, Guillering	A VPO I C. T.	AVELLS, Feresa	GOMEZ, Randy	QUINTANAR, Diane	NIMEZ Gradaline				VCC CIICA	NEE, EIRNE	KEE, Elliott	KEE. Elliott	CHAVARRIA, Ruben	
		1025269-0	1025270-8	1025271.6		1025272-4		1025273-2	1025275-7	1025276-5	1025277-3	1025278-1		1025279-9		1025280-7	1035281-K	C-107C701	1005301.3	£0707C707	1025283-1	1025284-9	1025285-6				1025386.4	0070707	1025287-2	†-	1025289-8	

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<u> </u>			13.1		1 38	1	╈	┿	+	+			145		146	147	148	1 49	200	1	5 k	0	්දි   <sup>□</sup>	1.54	2	1.64	4		4	<u> </u>		7,00	}			169	1/40
6-month	revocation	rule				Purge 6 mo rule	Purge 6 mo rule	Durage 6 months	Durge 6 mo rule	O THE CHILD THE	Purge 6 mo rule	:	Need to be	closed	Purge 6 mo rule	Purge 6 mo rule	Purge 6 mo rule	Purge 6 mo nile	Purse 6 mo nule	Division of the Control	ruige o the thie	rurge 6 mo ruie	Needs to be cleaned up	Needs to be	closed		Purge		Noods to be	recens to be	processed or	Not closed if	community	serv.service was	completed		Need to close
Lic.	Susp.	Warrt	No			No	S S	Š	No.	No	No.				No	No	No	No No	S			ON.				No.	2		2	2							
OTSC			Š			No	No	No	No	2	No				No.		No	No	T	1		1				No.			N.								
Court Inaction			Has not paid costs																				Abstract not filled in or sent to MVD	Abstract not processed as	closed -dismissed?				Abstract not processed or	mailed to MVD has not	made a payment to date	Abstract not processed or	mailed to MVD: Case not	tracked for com. serv		No adjudication date by	No adjudication date
Court Action			No adjudication date, Judge Suspended fine, must nev 529, cost	Inable to locate file	Most to locate life	None - did not appear	None -did not appear	None - did not appear	None-did not appear	None -did not appear	Penalty Assessment not paid -out	or state	Warning / Officer crossed out	opped ance	nas not paid -uncollectable ?	Nome - and not appear	None-did not appear	None-did not appear	None-did not appear	None-did not appear	None - did not appear		Made a pay agree-3-4-13 and is paying however her off. has not been processed 3 of the money orders were found in the want July 127". 2013 and payment not applied to her faller the famours 518.	3/01/13 appeared fixed lights		None did not appear	None -Did not appear, has 2 other	cits in tile one penalty assess for \$118.00 not processed	No date of adjudication Judge	fined \$143. Made a pay agree	•	Penalty assessment set up for	community service ?		+	Judge dismissed provided proof of registration	Dismissed by Judge
DOCKET	j N	20100	T9/00-5107	2013-	30100 5105	+	+	2013-00/86	2013-00787	2013-00788	2013-00789	2013		2043 00004	+	┪	+	┪	_	2013-00806	2013-00828	╁	2013-W827	2013-00812	$\dashv$	2013-00835	2013-00837		2013-00836	•		2013-00830 F			2 00000		2013-00833 C
Det e	Z BIC	27 77 7053	CT07-/7-70	02-17-2013	02,17,2013	02-17-2012	00 13 3013	02-17-2013	02-17-2013	02-17-2013		2100 11 10	CT07-T7-70		03.73.7013	22 22 202	5707-57-70	02-23-2013	02-23-2013	62-23-2013	03-04-2013			03-11-2013		03-14-2013	03-14-2013		03-14-2013			•			03-14-2013	77.50	03-14-2013
Assessme	tu										\$ 143.00			C 03 00	2000					•		¢ 1/2 00	43.00							•		\$ 118.00					
Ordinanc	9	12-6-12		12-6-1.2	12-6-1.2	12-10-4	12-10-6	200	17-4-77	12-6-12.3	12-6-1.2	12-6-17	1	12-6-13-14	12-10-11	17.6.17.6	12 10 6	17-70-0	12-10-4	12-6-13.14	12-6-12.6	12-6.17	77.0.77	12-10-1.7		12-10-1.1*	12-6-1.2		12-6-1.2			12-6-1.2			12-10-4		12-10-4
ò		Speeding		Speeding	Speeding	Exp. registration	No insurance	No driver lie	AU OF IVERS RC.	Allow Unite any	Speeding	Speeding	•	Open container	Excess noise	Susn drivers lin	No incurrence	NO MISURATION	exp. registration	Open container	Susp. drivers lic.	Spending	\$ 5 5 5 5 6 7	No tail lights		No headiight	Speeding		Speeding			Speeding			Exp. registration		Exp. registration
		01-17-2013		01-17-2013	01-17-2013	01-17-2013	01-17-2013	6105 51 10	2102-11-10	01-17-2013	01-17-2013	01-21-2013		01-21-2013	01-22-2013	01.22.2013	01.22.2012	CTO7-77-70	01-77-7013	01-22-2013	02-04-2013	02-05-2013		02-11-2013	1 2 2 2 2 2 2 2	02-14-2013	02-14-2013		02-14-2013			02-14-2013	Para Trans		02-14-2013		02-14-2013
		ROCHA, Marza	1 4464	KAUEK, Ilmothy	CASTILLO, Hollie	CASTILLO, Hollie	CASTILLO, Hollie	CASTILLO Hollie	CASTILLO Michello	מינוי ייייי זאורווכווב	Niklanu, Baxter	PATTON, Jon		VELASQUEZ, Jessica	VELASQUEZ, Veronica	VELASOUEZ, Veronica	VELASOLIEZ Varonica	Vici ACOLIET Vicinia	VELASQUEZ, Veronica	VELASQUEZ, Veronica	HURTADO, Ramon	WEAVER, Carrissa		MONDELLO, Judah		GUSE, James	NELMS, David		LEGARDA, Adam	• • •	1-1-16 447744	REYES, Daniel	-		REYES, Daniel		REESE, Brandon
,		1025290-6	a second	b-767C701	1025292-2	1025293-0	1025294-8	1025295-5	1025296-3	2012101	1-/675701	1025298-9		1025300-3	1025376-3	1025377-1	1025378-9	7 0753501	1-6/00701	1025380-5	1025381-3	1025382-1		1025386-2	0 101101	0-/000701	1025388-8		1025389-6		***********	1025390-4			1025391-2	_	11025393-8

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	Ivame	Tonor war	Same	Statute/	Fenalty	<b>1</b>	Docket	Court Action	Court Insertion	California	-		L
		<del></del>		Ordinanc	Assessme	Date	Z		Com: Timerioi			6-month	
2 700				Ü	nt						Susp.	revocation	
1025394-6	REESE, Brandon	02-14-2013	No insurance	12-10-6		03.14.2013	2013 00033		-		Warrt	rule	
1025395-3	REESE, Brandon	02-14-2013	Susp. drivers llc.	├-		03-14-2013	2013-00032	UISMISSED By Judge-provided proof	-+			Need to close	1
1075306.1	approximation of the second						TCDNO-CTO+	Dismissed by Judge – proof of reinstated drivers in	No adjudication date			Need to close	70
1-060	bkill iON, Stephanie	02-15-2013	Speeding	12-6-1.2		03-15-2013	2013-00846	No aditalization data					•
	·							deferred for 60 days-must pay	No adjudication date, paid 4-25-13 receipt 13775	-		Need to close	163
1025397-9	BRITTON, Stephanie	02-15-2013	No incurance	13 10 €				costs of \$29.		·			
1025398-7	CHAVEZ, Andrew	02-15-2013	Coording	0-01-24		03-15-2013	2013-	Unable to locate		-	1		1
1025399-5	CHAVEZ, Andrew	02-15-2013	Fyn ragistration	12 10 A	\$ 118.00		2013-00845	No appearance	No pay agree in file	S <sub>Z</sub>	N.		ه ا د د
1025400-1	CASTILLO, Norman	02-15-2013	Faulty Fouin	13-10-4		03-15-2013	2013-00844	No appearance		2	Ş		2 1
			doba faina	1.7.01.71		03-15-2013	2013-00843	3/26/13 cierk dismissed showed	Did not process to close		2	Need to process	2 5
1025401-9	CASTILLO, Norman	02-15-2013	No insurance	12-10-6		03-15-2013	2013-00842	Provided proof of increase	outs Judge did not sign			As closed	
1025402-7	CASTILLO Norman	03.15						No date	Uld not process to close outs judge did not sign	•		Need to process	168
!		ET07-CT-70	exp. registration	12-10-4		03-15-2013	2013-00841	Provided proof of registration	Did not process to close			Need to proceed	140
1025403-5	CASTILLO, Norman	02-15-2013	No drivers lic	12-6-123		C100 34 60	2000		Out Judge did not sign	-		As closed	
						STOZ-CT-CO	2013-00840	Provided proof to clerk of drivers	Did not process to close			Need to process	170
1025404-3	De La TORRE, STELLA	02-22-2013	Exp. registration	12-10-4		03-22-3013	2013-00854	tives diminord and de	out Judge did not sign			as closed	
							+C000-6702	Judge distributed provided proof of	No date of adjudication			Need to process	17
1025405-0	JACKSON, Brian	02-25-2013	Speeding	12-6-1.2	\$ 143.00		2013-	Parks to locate	and the not crosed			as closed	
1025406-8	BAKOS, Alexandra	03-13-2013	Speeding	12-6-1.2	\$ 143.00		2013-00881	Density secoremt of \$143 dest					172
								Sent on 3-2-13 not applied to care	round check on //1//13			Need to Process	173
7 1001	4 4							left in safe	Receipt 13917 issued &		·	case as a close	<u>.</u>
٥	MIZE, DAVIG	03-15-2013	No lic.plate light	12-10-1.7		04-15-2013	2013-00887	Provided proof of fixing light	No date of adjudication			Not closed poor	7
1025408-4	MIZE, David	03-15-2013	Such drivere lic	17.5.17.6		2000 1000						to process	
			Cush: Gridelia III.	14-0-14-0		6107-51-50	2013-00888	Provided proof from MVD he	No date of adjudication			Not closed need	175 7
1025409-2	LEYBA, Patrick	03-15-2013	Speeding	12-6-12		03-15-2013	7043 00000	cleared ilc.				to process	9/:
1025410-0	TORRES, Anthony	03-15-2013	Fail dim lights	12-10-1.6	\$ 78.00	200	2013 00000	Extended to come in an enter plea	Can still be adjudicated				
1025411-8	ARSOLA, Reynaldo	03-15-2013	Fail dim lights	12-10-1.6	1	03-15-2013	2013-00930	nas rot paid Orse NeeDED	Can still be adjudicated	ş	No		77
1025412-6	FLETCHER, Shane	03-15-2013	Speeding	12-6-1.2		04-15-2013	1012 0000	has not appeared OISC NEEDED	Can still be adjudicated	S <sub>S</sub>	No		7
1025413-4	FLETCHER, Shane	03-15-2013	No insurance	12-10-6		04-15-2013	2013-00092	Has not appeared OTSC NEEDED	Can still be adjudicated	Š	No		179
1025414-2	FLETCHER, Shane	03-15-2013	No registration	12-10-5*		04 15 2013	2013-00095	Has not appeared OTSC NEEDED	Can still be adjudicated	S	No		38.
1025415-9	PENA, Manuel	03-15-2013	Susp. drivers lic.	12-6-12.6		04-15-2013	2013-00895	tidge-dismissed make errecht	Can still be adjudicated	No	No		
1025416-7	RODRIGUEZ, Nathaniel	03-16-2013	Speeding	12.E.1.3		2000		Walver of attorney -no plea	no bate of Adjudication no proof of Valid driver lic			Needs to be	 લ
1025417-5	HANSON, Thomas	03-16-2013	Speeding	12-6-12	¢ 98.00	2707-07-10	2013-00882	Has not appeared OTSC NEEDED	Can still be adjudicated	No	S.		(2) (2)
1031410.7			0		ON'BC A		Z013-00883	Paid in full 4/01/13 receipt 13760	Did not process as closed			to be	184
79.7	DOMINGUEZ, Gabriel	03-16-2013	No seat beit	12-6-13.13		04-16-2013	2013-00884	Has not appeared OTSC NEEDED	Can ctill be adirellanted			closed	,
1023419-1	DOMINGUEZ, Gabriel	03-16-2013	Faulty Equip.	12-10-1.1		04-16-2013	十	Has not appeared OTSC NEEDED	Car will be adjudicated	<u>و</u>	2		30
£0296201	DOMINGUEZ, Gabriel	03-16-2013	No insurance	12-10-6		04-16-2013	+-	Hac not appointed Office Notice	Call Still be adjudicated	٤	2		200
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Court Inaction		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	No adjudication date no	evidence of complying			No adjudication date, paid	\$50.receipt 13773 cash,	no further payments	abstract not sent to MVD		Pay agree signed paid \$20	on 6-4-13 receipt 13799	with a balance of \$78.?				No date of adjudication	Pay agree signed 3-24-13	No date of adjudication	Pay agree signed 3-24-13	No date of adjudication	Pay agree signed 3-24-13	No date of adjudication	No signature by Judge	Judge Madrid did sign, No	date of adjudication	Case not closed and	Abstract not sent to MVD	Case not closed -check	not posted or receipt	cont to take		237	Can still process	Can still process	Can still process	Can still process	Not set for trial can still	process	Can still be processed	7.0
Court Action		Judge deferred for 60 days	SÁPO DO JOI DO LINO ASTRON	Inable to locate care	The section of the se	on cone to locate case	Judge deferred sentence 60 days	Tine & fees on abstract show \$98.	Pay agree 4/4/13? Abstract still in	file	Phone # in file- Need to send OTSC	Judge deferred sentence for 60	days fine & fees on abstract show	\$98.?	Appeared before Alternate Judge	on 7-3-13 plea not guilty to set for	hearing	Fine of \$69. On abstract, Judge did	not sign?	Fine of \$69. On abstract, Judge did	not sign?	Fine 104.fees \$29 on abstract,	Judge did not sign?	Judge dismissed provided proof of	insurance	Judge dismissed provided proof		Penalty assessmt paid in full 4-8-13	Pereipat 13770	raio in Tuli 7-17-13 check 1474 this	7-17-13. She sent it in on 4.01.13	£4.40		Failure to appear poods Office	מוותוב ות שלאהפו זובבתא מואר	railure to appear needs 015C	railure to appear needs OTSC	Failure to appear needs OTSC	Plead not guilty, no date on plea	John Jan Contract Contract	relially assessment of 5143. Has not been paid could not incate	
Docket	Š	2013-00905		2013-	2013-	2042 00042	ChEDD-CTO7				4013-00944	2013-00945			2013-00928			2013-00929		Z013-00930		2013-00931		2013-00932	20000	Z013-00933	10000		2013,00030				2013-	2013-00941	┪	+	_	+	2013-00912 +	2013-00986		_
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•		Speeding	10 10 10 10	NO drivers lic.	Hit parked car	Speeding				Speeding	Speeding	0		Speeding	0		Speeding	9	No drivers lie		Suco drivers lic	Just alivers in.	No incurance		No registration		Speeding	•	Speeding				2		Faulty Equip.	Exp. registration	No seat helt	Fail dim lighte	0	Speeding	-	
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		GRISALVA, Jacqueline	GRISALVA Jamineline	MANDOLICY Auta-	Mary Control	LAMUREAUX, Teresa				GUERRERO, Amy	ALTAMIRANO, Gabriel	PINA		GOMEZ, Bonnie			NEWTON, Debra		NEWTON, Debra		NEWTON, Debra		NEWTON, Debra		NEWTON, Debra		GASTELUM, Jesus		MICHEL, Sammie			LEMBY F	DEIVET, FLARK	BRUTUN, Beatt	GONZALES, Julian	GONZALES, Julian	ROLLER, Ashley	BENAVIDEZ, Ubaldo		PAXTON, Patricia		
,		1025423-3	1025424-1	Ť	T	0-cc+czn+				1025454-8	1025455-5			1025456-3			1025457-1		1025458-9		1025459-7		1025460-5		1025461-3		1025462-1	1	1025463-9			10054547	†	T			1025468-8	H		1025472-0   F		-

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Documentation of Case Processing c\Citing Errors and Omissions - 2012 Village of Santa Clara, New Mexico

The following are the months in which Judge Madrid failed to submit remittances to the Administrative Office of the Courts as listed in Exhibit G.

- 10/31/09 report submitted on 12/01/09
- 01/31/10 report submitted on 03/04/10
- 04/30/10 report submitted on 06/16/10
- 08/31/10 report submitted on 11/02/10
- 09/30/10 report submitted on 11/02/10
- 12/31/10 report submitted on 03/01/11
- 01/31/11 report submitted on 03/01/11
- 08/31/11 report submitted on 10/03/11
- 09/30/11 report submitted on 05/08/12
- 10/31/11 report submitted on 05/08/12
- 11/30/11 report submitted on 05/08/12
- 12/31/11 report submitted on 05/08/12
- 01/31/12 report submitted on 05/08/12
- 02/29/12 report submitted on 05/08/12
- 03/31/12 report submitted on 05/08/12
- 05/31/12 report submitted on 08/14/12
- 06/30/12 report submitted on 08/14/12
- 09/30/12 report submitted on 11/14/12
- 10/31/12 report submitted on 01/03/13
- 11/30/12 report submitted on 03/08/13
- 12/31/12 report submitted on 03/18/13

## BEFORE THE JUDICIAL STANDARDS COMMISSION FOR THE STATE OF NEW MEXICO

FEB 0 4 2014

NM JUDICIAL

STANDARDS COMMISSION

EXHIBIT M

IN THE MATTER OF HON. ROLAND MADRID Municipal Court, Village of Santa Clara, New Mexico Inquiry Nos. 2013-105, 2013-106, 2013-107 & 2013-108

## CERTIFICATE OF JUDICIAL STANDARDS COMMISSION

The Judicial Standards Commission of the State of New Mexico ("Commission") hereby certifies in accordance with Rule 32(A)(4)(a) NMRA 2010 of the Judicial Standards Commission's Rules and Rule 27-201(A)(4)(a) NMRA 1996 of the Rules Governing Review of the Judicial Standards Commission Proceedings, that immediate temporary suspension of Hon. Roland Madrid, Village of Santa Clara Municipal Judge ("Respondent") is necessary pending completion of Judicial Standards Commission proceedings against Respondent for numerous alleged violations of the Code of Judicial Conduct as set forth in the Commission's Notice of Preliminary Investigation (attached as Exhibit A to the Verified Petition for Immediate Temporary Suspension).

The Commission notes that it is presently investigating thirty (30) allegations that Respondent has committed acts that may constitute willful misconduct in office by, *inter alia*, illegally cutting trees; failing to earn continuing judicial education credits in 2008, 2010, 2011, 2012 and 2013; failing to submit required reports to the municipality, to the Administrative Office of the Courts, or to the Judicial Education Center; and by failing to maintain regular court hours. The acts alleged are set forth fully in the Commission's *Notice of Preliminary Investigation*.

Respondent's continued service in a judicial capacity while he is being investigated by the Commission on multiple allegations of misconduct would create a significant appearance of impropriety and erosion of public confidence in the integrity and impartiality of the judiciary and in the orderly administration of justice.

Based on the foregoing, the Commission has determined that continued judicial service by the Respondent is causing immediate and substantial public harm, an appearance of impropriety, erosion of public confidence in the integrity, independence and impartiality of the judiciary, and in the orderly administration of justice.

Certified by:

JUDICIAL STANDARDS COMMISSION

By\_

JOYCE BUSTOS, Chair Post Office Box 27248 Albuquerque, NM 87125-7248 (505) 222-9353

## **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing was sent by first class mail on this day of February 2014, to Respondent:

Hon. Roland Madrid Santa Clara Municipal Court P.O. Box 316 Santa Clara, New Mexico 88026

Shariesse T. McCannoh
Clerk of the Commission