

April 5, 2010

R. Wayne Johnson
P.O. Box 75162
Colorado Springs, CO 80970

Fourth Judicial District of Colorado
Judge Thomas Kane
270 S. Tejon Street by Hand Delivery
Colorado Springs, CO 80903

Dear Judge Kane,

I have raised allegations of judicial and professional misconduct in the handling of my child support modification case in the N/CS Division. From the information available to me, you gave the oath of office to incoming Magistrate Jayne Candea-Ramsey. Therefore, I am making a second attempt to have irregularities in the N/CS Division reviewed by someone perceived to be independent of the allegations.

For the sake of summarizing this ethics complaint, I have attached the Notice of Appeal accepted by the clerk's office. The appeal has not be filed because the final order of a magistrate, if appealed, must first be reviewed by a judge or judges selected by the district chief judge pursuant to C.R.M. Rule 7(a)(2). Today, I filed the attached Petition for Review.

On March 4, 2010 and March 9, 2010, I hand-delivered courtesy copies of two filings for change of venue to Chief Judge Samelson's secretary alleging irregularities within the N/CS Division. His letter of response is attached. On March 29, 2010, I hand-delivered the attached two letters and a 32-page affidavit in like manner. His letter of response is attached.

I will not be communicating with the Chief Judge again. As I am sure you are aware, C.R.M. Rule 1 states: "a magistrate at all times is subject to the direction and supervision of the chief judge or presiding judge." C.R.M. 7(a)(2) states: "The chief judge shall designate one or more district judges to review orders or judgments of district court magistrates entered when consent is not necessary." Additionally, C.R.M. Rule 4(c) states: "All magistrates shall be appointed, evaluated, retained, discharged, and disciplined, if necessary, by the chief judge of the district, with the concurrence of the chief justice."

With all due respect, I expect you to uphold your commitment to the Colorado Code of Judicial Conduct and the Colorado Bar Association Rules of Professional Conduct and investigate my complaint that has now been extended to Chief Judge Samelson based on his letters of response.

Please feel free to contact me at (719) 640-2155.

Sincerely,
