

**To: City of Ann Arbor Officials**

**From:** Alex Kazerooni

**Subject:** Abuse of Municipal Authority Powers

**Subject:** Assistance with Correction of Traffic Court Errors

**Subject:** Concerns over City Attorney's practice to intimidate, negotiate away rights via quid pro quo; legal ethics rising to ABA complaint.

CITY OF ANN ARBOR  
CITY CLERK  
REC'D

2008 MAY 23 PM 2:5

**To Whom It May Concern,** (see Distribution List)

**Friday, May 23, 2008**

This letter is submitted to the Ann Arbor officials (see Distribution List) to seek assistance to ameliorate the concerns of a taxpayer that has experienced troubling case management of a traffic violation according to one person vendetta.

The overall sequence of events is being brought to each of your attention and composes complaints against 1) Police Officer, 2) City Attorney, 3) 15<sup>th</sup> District Court Traffic Court Judge due to abuse of discretion and violation of due process and common sense rules of fairness.

From the top down, Judge Creal declined to consider Stay of Proceedings or Dismissal of a traffic citation that was written after the fact without any witnesses present. Currently, I have the opportunity to file a Motion to Set Aside Default, for arriving to court at 10:45 a.m. 5/21/08 rather than 10:30 a.m., even though the officer that had taken the complaint remained in the building, interacted with me at the court administration window and retreated quickly rather than revisiting the court room.

I was forced to submit the request for Stay or Dismissal because I was faced with undue burden to find another attorney due to interaction between my attorney and City Attorney Bob West. Although my attorney had entered this citation for an informal hearing upon conversation with City Attorney Bob West and unknown to myself, when I arrived for the informal hearing a few weeks ago I requested the formal hearing believing my attorney would continue to represent me. Immediately after rescheduling this citation in question for formal hearing, my attorney provided through my legal insurance provider Hyatt Legal, explained the citation was placed for informal hearing by her when City Attorney Bob West agreed to drop previous citations for good cause and meritorious reasons presented in my self-composed brief. Apparently, my attorney felt that to attend court for the citation in question would cause her harm by incurring bias and partial behavior against her by City Attorney Bob West, because Bob West "does not care about this citation", and when Bob West was forced to attend court for one of her other clients that Bob West did not consider significant and lost in part, she felt Bob West punished her by not providing her other clients latitude for leniency.

This raises ethical questions including, but not limited to

- 1) Was my right to legal representation violated?
- 2) Does City Prosecutor Bob West mandate quid pro quo tactics with to sacrifice citizens' rights and professional ethics?
- 3) Does City Prosecutor Bob West, "a trier of fact" according to Judge Creal implements a two tiered judicial system with flagrant disregard for an individual's rights, especially Defendants?
- 4) Does City Prosecutor Bob West issue citations just because someone calls in and blames someone else for their bad mood, bad day, bad attitude or other misfortune, where no evidence and no witnesses exist, only heresy? Does Bob West believe he has the authority to convict citations with the same gamesmanship as a Salem Witch Trial and even moreso because the Defendant is not affluent?
- 5) Do Ann Arbor Police officer's routinely record grossly flawed and erred reports at a scene where they were not a witness? Refuse to enter the details offered by both parties? Decline to correct the record upon review with the other party? Speak for and coordinate appearance with one party over another, where again, the police officer was not a witness? Does an Ann Arbor Police officer confident of his case decline to walk one flight of stairs to reenter the courtroom?
- 6) When a defendant is indigent and cannot afford the bond of \$130 required to enter the Motion to Set Default Aside, is the Defendant doomed to accept the consequences by a coordination of partial behavior by the Police, City Attorney, and Judge when no facts are present to support the Plaintiff who has the burden of proof via evidence and persuasion?

With this letter I seek your assistance in the following manner

- 1) Please advise the Judge to waive the \$130 bond required to enter the Motion to Set Default Aside, as I am In Forma Pauperis and have received community service by the 15<sup>th</sup> District Court in the immediate past because of my current financial situation, greatly affected by my three year pro se Appellant case in USCA 6<sup>th</sup> Cir. Against a \$3 billion dollar, private company.
- 2) Remove the Judge for abuse of judicial discretion when the Judge flagrantly discarded sound reasonable Motion for Stay of Proceeding so the Defendant could find another attorney for legal representation?
- 3) Reinstate the citation for hearing

- 4) Other requests for monitoring and sanctioning Bob West behavior and inappropriate influence that violated my rights to legal representation will be addressed with the understanding that government officials are reviewed under Federal measures and attorneys are measured in addition by the ABA.

Please contact me at your earliest opportunity. I understand that I have a two week period, until June 4<sup>th</sup>, 2008 to submit the Motion to Set Default Judgment aside with approval to waive the \$130 bond or to provide the \$130 bond.

A traffic ticket may seem silly to some of you to contest so adamantly, yet the police officer cited Bob West authorized the ticket because the plaintiff was so excitable. Yet, no one can resolve the contradictions in the police report, starting with the police officer citing I am 6'2 when my driver's license say 5'11" and if events unfolded as the Plaintiff said, he would have been hit not by my car, but by the first car ahead turning at the intersection, and why wasn't any other pedestrian involved at a busy time with many people waiting to cross because they had yielded to their no walk signal, while the Plaintiff did not and continued to endanger himself, punched the vehicle, put his hands inside my vehicle. Why didn't the police officer enter these events into the record as stated? When I was the one that was calm, cool and collected at the scene, where the officer clearly and repeatedly noted the Plaintiff was overly excited, more so than one would anticipate, it is highly suggestive that the Plaintiff was in an altered state, whether emotional or potentially substance abuse prior to the event and was looking to blame someone for their bad day. My driving record prior return to Ann Arbor has been impeccable and you don't take a good driver from two metropolitans and place them in Ann Arbor and make them a bad driver –most traffic signals are universal, especially red, yellow, green, pedestrian white and pedestrian orange.

The treatment by the city is unwarranted and favors procedural bureaucracy over evidentiary and substantive reasoning, which is a direct challenge to Mr. Bob West's reputation as a "trier of fact".

The implementation of a Salem Witch Trial mentality is egregious, unprofessional and highly disturbing, even more so in a town of well-education, community orientated professional and the norm of go along to get along to earn a buck and to sell out your oath and another person is deplorable.

Sincerely, Alex Kazerooni

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Ann Arbor, MI 48107

## **DISTRIBUTION LIST**

### **City Administrator**

Guy C. Larcom, Jr. Municipal Building  
100 N. Fifth Avenue  
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### **City Council**

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### **City Attorney**

City Hall, 3rd Floor  
100 N. 5th Ave.  
Ann Arbor, MI 48107  
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### **Customer Service Center**

[Located diagonally across the street from  
City Hall]  
City Center Building, 1st Floor  
220 East Huron  
Ann Arbor, MI 48104  
(734) 994-2700  
Fax: (734) 994-1765  
E-mail: customerservice@a2gov.org

### **Police Department**

Emergency: 911  
Non-Emergency: (734) 994-2911  
Police Front Desk: (734) 994-2875  
Tip Line (Anonymous): (734) 996-3199  
Fire: (734) 994-2850  
E-mail: police@a2gov.org

### **Mayor's Office**

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## **Complaints and Comments**

According to Michigan law, there is a procedure a person must follow when making comments or a complaint about the conduct of a judge or attorney, the friend of the court operation or employee, or other court employee. Complaints are answered within a reasonable period of time.

### **About Judges**

Complaint about the conduct of a judge of the State of Michigan are filed with the Judicial Tenure Commission.

Complaints regarding the conduct of federal judges must be filed with the U.S. Circuit Court of Appeals. The complaint cannot be about a judge's legal decision or an existing court order. A judge's decision can only be changed through the appeals process.

### **About Attorneys**

To make a complaint about the conduct of an attorney, contact the Attorney Grievance Commission by writing to Suite 256, 243 W. Congress Street, Detroit, MI 48226.