

18TH DISTRICT COURT OF ARAPAHOE COUNTY COLORADO

JUSTICE DENIED 1999-2009

WHAT IS WRONG WITH THE SYSTEM

List of judges who rollover for

Jeffrey Lane of Springer and Steinberg

This review exposes miscarriage of justice, and the violation of citizens First Amendment Freedom of Speech and failure of the Colorado Justice Industry to serve the public by lawyers and without prejudice judges.

This litigation started with the Dam East Homeowner Association (an HOA located at NW corner of I-225 and Parker Rd Aurora) efforts to hid their Association Books from review by Mr. Burneson and other homeowners.

It is Mr. Burneson's charges that three attorneys had taken funds from this association without authorization by the Board of Directors. The Attorneys stands accused are Timothy Moeller of Winzenburg, Leff, Purvis & Payne, Rich Johnston and Jeffrey Lane with Springer and Steinberg. To prevent Mr. Burneson from proving his accusations Mr. Lane has received or pending to receive legal fees of approximately \$46,900.00 to keep the books hidden. An additional \$30,000 was paid to Mr. Lane for the trial before Judge Ruddick where the defendant was found innocent of the Plaintiffs claims yet Judge Ruddick awarded \$30,000 in legal fees payable to **Jeffrey Lane the attorney who lost the case**. The Defendant was found not guilty but had to pay the losing lawyers legal fees. It is unbelievable that an HOA would spend this amount of money to keep their books hidden. But the membership doesn't know the truth of what their Board of Directors and lawyers were doing with their money unless the charges are true...

One reason the money was spent is the President of this HOA from 2001 to 2008 was Jake Hummel also an attorney at law. He covered the payments to the lawyers without Board of Directors approval. Lawyers advise the Board of Directors what is legal when it helps the lawyers to receive payment for legal fees without approval by the Board of Directors. Why were the legal fees not approved by the Board of Directors?

At Board meetings the board approves their actions by a motion and vote and these votes are recorded in the minutes of the meeting which are published for the membership to review. There is no record of amounts of payments made to a lawyer if the board never voted on the payments being made. Thus the members are kept ignorant of what the lawyers are receiving for collections for late fees from the membership. Problem legal fees not approved by the board become money stolen by the lawyers. Thief is defined by State Statue as "Something of value received without authorization." Lawyers trying to

hide exuberant fees collected while dunning the members for late assessments turns into thief by their act of hiding the amounts charged.

This hiding the books was accomplished with the cooperation of judges from the 18th District and County Court of Arapahoe, and the City of Littleton and Aurora Courts.

Each of these judges are listed below and those with an ASTERISK * by their name were involved with Jeffrey Lane in ex parte communication outside of the court. Mr. Burneson has also found there is no law in Colorado Statutes that prevents a judge from being prejudice in his/her court during a trial or in their court's rulings. Other States have laws on their books how to handle charges that a judge is prejudice in court or by the court's ruling.

This prejudice extends to the judges in the Colorado Court of Appeals and the Colorado Supreme Court.

Each judge will be individually reviewed with his/her court's transcript published on this website. Edited comments printed in red and inserted in the transcript will point to Jeffrey Lanes coordinating with the Judge on how to run his/her court against Mr. Burneson. . This review will include the prejudice actions of each trial and all filings with the Court of Appeals and the Supreme Court of Colorado.

In addition a review will be completed of the Attorney Generals prosecution of Mr. Burneson in Administrative Law Court as promoted by Jeffrey Lane. Richard Freeman, Heather Jones, and ALJ Coughlin will be featured in a trial where there was no crime committed or any Real Estate Commission Rules violated. It was another trial promoted by Jeffrey Lane which rimes with Denny Crane (Boston Law). Mr. Lane is employed or is a partner of **Springer and Steinberg Law Firm.**

List of Judges in Arapahoe District and County Court who must recuse themselves from hearing a case involving the James Burneson

1. Judge Ruddick * 02 CV 1748
2. Judge Macrum
3. Judge Levi
4. Judge Rafferty *
5. Judge Fasing
6. Judge Hannen (He believes convenience over rules the law)*
7. Judge Hopf
8. Judge Russell
9. Chief Judge Leopold* This judge thought he was running 18th District Courts but in truth Mr. Lane was running 18th District Court.
10. Judge Cross*
11. Magistrate Petrie
12. Magistrate Bittle
13. Magistrate Burns*

14. Judge White *
15. Judge Spencer*
16. Judge Pratt*
17. Judge Antrim
18. Judge Samour*
19. Magistrate Jeffrey Lane. Transcript of his working with buddy Lawyer Burns, now Magistrate Burns.*
20. Senior Judge Ettenberg*
21. Senior Judge Moore*
22. ALJ Judge Coughlin*
23. Judge Steinhardt*
24. Attorney General Salazar*
25. Chief Justice Mullarkey*
26. Judge Grant Colorado Appellant Court

*Judges involved in litigation with Jeffrey Lane. Ex parte communication is the Standard method of operations between Lane and these Judges. Lane sets the script of the trial so the judge will know how to run his court. Any judge who allows Mr. Lane into his court and finds in favor to Mr. Lane is a member of Lane's private law system and is a disgrace to the Judicial System of Colorado. This will be proven by reviewing the transcripts of each judge's court hearing and their decisions will be published on this website for public review.

Each of these Judge's transcripts will be featured here at www.court-house.com with edited comments by Mr. Burneson with his opinion in red print.

WHAT IS WRONG WITH THE COLORADO LEGAL SYSTEM?

1. Perjury is not enforced in the civil courts of Colorado. A Civil judge can't rule on a felony in his court. Only a District Attorney can persecute a felony. There is no record in the State of Colorado of a DA persecuting a perjury case in a civil court. That means the judge and lawyers have a dirty secret "You can lie in Civil Court and nothing will happen." Just think about all those Medical lawsuits with the medical experts lying under oath. That's how John Edwards made all his millions in medical lawsuits. Second thought think about all the divorces that lies were what made the case.

There is a huge and cry over how to stop the frivolous lawsuits in our courts. The answer is get perjury enforced in our civil courts and half the lawsuits will be dropped. Trial lawyers will fight this enforcement to their death. If perjury is enforced in our civil courts half the trial lawyers will go bankrupt and the Law industry can't allow that. Lawyers have to be allowed to lie in court with their witnesses to make a living. That's how crooked the law industry is.

2. In Colorado a Judge can be prejudice in his court and in his court decisions. There is no law against prejudice judges in Colorado courts. In other states Illinois, Florida, Ohio, and California if a litigate files a complaint against a judge for

being prejudice a new judge is assigned the case to determine if the first judge was prejudice by his actions or orders. In Colorado if you believe the judge is prejudice you have to file with that judge to recuse himself. Of course the Judge being charged will not recuse himself and God Help the lawyer who filed the charges. Lawyers will not recuse a judge for fear he will be black balled by all judges and lose his income. That judge will spread the word and that lawyer will never win a case in any Colorado courts. This is where a Pro Se Litigate (represents himself) has more power than a lawyer. He can do things in court that no lawyer could ever do and still make a living as a trial lawyer. Justice exists so long as the client doesn't require his lawyer to over come a prejudice Judge.

This fact proves in Colorado law a defendant or plaintiff will never be represented by a lawyer beyond challenging a prejudice judge or one that needs to be recused. Lawyers will represent their clients up to the point it could affect the lawyers future incomes from this system. Judges control the income of lawyers and it can be vicious.

A lawyer once told me justice does not enter our courts its all politics and law is secondary if it exists at all. Judges award the winner as who he likes over the other lawyer in the trial. If a litigate is Pro Se he doesn't stand a chance the courts. Here is the problem for the law industry. **All past lawsuits involving Pro Se litigates who were not made aware that perjury is not enforced in civil courts is now a mistrial.** Think about that for a while and understand how much it would cost to correct this problem in time and money. That's why the law industry doesn't want to correct this dirty secret. We the citizens of Colorado are the peasants of years past. Lawyers and judges are a higher level citizen than we the peasants (public). Our purpose for existing is to be the source of income for lawyers and judges. We the taxpayer pay for everything courthouses, judges salary and pensions, court costs and lawyers exorbitant legal fees. If you are considering a lawsuit your damages to justify a lawsuit has to exceed \$50,000 to pay the fees charged to hire a lawyer.

3. **The day a lawyer gets his law license he becomes a Eunuch** as far as trying to correct the legal system. He can't effectively do much to cause changes in the system of law and court trials. Another attorney said I was right when I claimed as a pro se litigate I can do things a lawyer can't do in court. He said "You have to understand I have to make a living in this court system and I can't demand certain actions in court as you can." What this really means is justice is blunted by a lawyer being restricted from making demands of a judge or an apposing lawyer in a court trial. Further this means a litigate in court will not get justice if any action on the part of a lawyer would be considered intrusive to the judge's powers. "HOW DARE YOU INFER I AS JUDGE COULD BE WRONG." Judges have immunity from being sued for their rulings in court and thus they believe they are untouchable and immune from criticism by anyone in their State. That includes criticism from one judge to another.

You can criticize the church and you may not get to heaven. If you criticize the justice system you will be denied Justice in any court in your land.

Judges are not protected from criticism by the public. Part of our rights under the First Amendment Freedom of Speech is our right to criticize our Government and Courts. So when a judge feels he has been criticized he becomes extremely angry and will strike out at anyone who inferred he was wrong or his decision was not fair or outside of the law.

That's what Jeffrey Lane (rimes with Denny Crane) does when he communicates to a judge ex parte (Illegally) and caused the Judge to be prejudice in an up coming trial against Mr. Burneson. (Lane tells the judges "He advertizes that perjury is not enforced in our civil courts.") We can't allow his continuing with notice to the public and must be denied any trial. He is a danger to our justice system. Lane with the cooperation of Judge Ettenberg sent Mr. Burneson to jail Arapahoe County Jail for calling the President of the Dam East HOA a Tort twister and he still openly tells the public about perjury not being enforced in civil trials. In Colorado with perjury not enforced and no law against prejudice judges Mr. Burneson loses another trial to see the books of the Dam East Homeowner Association. **Justice is denied in the 18th District Courts of Arapahoe County.**

4. When any attorney from Springer and Steinberg including Mr. Lane enters a court room the judge for his own protection has to ask these questions for the court record.

Mr. "Attorney" for the record has we (the Court) and you had any communication outside of this court before today concerning this trial? Have you and I ever met outside of this court to discuss this case before us today? Have I received any phone calls or emails from you or your law firm's staff concerning this case before us today? All written communications between you and this court was recorded with the County Clerk and made a part of the record of this case is that true?

Now the court can proceed with a trial without the ex parte communications shadows cast by Mr. Lane on all his trials. All the judges listed in this publication allowed ex parte communication before the trial.

5. Problem recruiting lawyers to be judges under a 12 year full pension plan. Pension Plans has to be readjusted from 12 years to qualify to 25 years serving on the bench to qualify for a full pension. Many lawyers in private practice realize they don't have much of a pension set up so he decides to become a judge for the 12 year pension plan and his interest in being an outstanding Judge is secondary.

6. County Bar Association have become weak and do not regulate nor investigate complaints from the public about violation of the code of ethics by lawyers. Judges can not serve as Officer of the County Bar Association. When judges can be elected as officers it causes a conflict of interest by the judge in a trial where one of the litigating attorneys is a member of a different County Bar Association and the other lawyer is a member of the judge's Bar Association. Who do you think the judge will find for, why for the member of his bar association?

7. Current method of elevating the performance of Judges by the Commissions on Judicial Performance is a sham. It basically is a review by lawyers in the litigation business as to who they deem to be a good judge. What it really becomes a vote as to how easy a judge can be made to roll over for that lawyer in a trial. Many lawyers want the judge to be incompetent because he is easy to work in court for a win no matter what the law calls for. An example is the review of Judge Stephen Ruddick Aurora County Court. This was one of the worst judges in the history of Colorado Law. He was prejudice against Blacks, Mexicans, and woman. He was finely ruled to be not reelected at the upcoming election and was so rated by the Commissions on Judicial Performance. Problem this recommendation was not noted next to the judge's election name but was published in the seldom read Blue Election book. Judge Ruddick was reelected and severed on the bench for another 5 years issuing miscarried justice against Blacks, Mexicans and Women. After resigning his judgeship Ruddick got a job with the City of Aurora as a persecutor where he can continue his prejudices against Black, Mexicans, and Women today. Ruddick appointment as a judge is known as Governor Romer's second blunder.

8. The public must have the right to recall judges in any year of their term by petition for votes by the public on Election Day. When the Colorado Justice System becomes subject to the public's ability to remove arrogant judges who dismiss the citizens who own the courts not the judges then justice might return to the citizens of Colorado.

9. It is my suggestion all State Legislators who are also a licensed attorney be required to abstain from voting on proposed laws that involve lawyer's fees or laws that rule the way lawyers practice law for a living. This is a conflict of interest when lawyers partially control our method of making laws that can affect the justice system.

10. A Judge and lawyer who have ex parte communications about a trial to be held are to be disbarred forever and the judge is to lose his 12 year pension. In today's justice system lawyers don't get disbarred unless they commit murder, steal funds or drugs and sex. Lying in court or setting up a judge for a trial is too minor for disbarment. These violations are allowed while lawyers and judges screw the public everyday in courts in Colorado.

11. The present illegal restriction denying the public's right to purchase copies of the audio CD of a trial must be reversed immediately. The public has the right to validate a trial's transcript against the audio record of the trial. All other states consider the audio tapes or CDs to be a part of the **Open Records Act**. What **Chief Judge Leopold** did in his order to deny the public this right is a crime and Chief Judge Sylvester of the 18th District Court of Arapahoe has continued this crime of denying the audio tapes or CDs. If Chief Judge Sylvester continues Leopold's Order then the State Legislature must pass a State Law to order all courts in Colorado to make the Audio tapes and CDs available at the costs to the public of reproduction of the tapes or CDs. CD's will cost \$5.00 to reproduce a transcript burned by the Court Clerk.

12. New laws have to be passed to stop judges from being prejudice in their courts and in their decisions. Other State has these laws which can be copied and made a part of our justice system. It works like this. When a litigate (Plaintiff or Defendant with or with out the lawyers) files a complaint against a Judge claiming prejudice another judge usually from the Supreme Court will be appointed to review the trial or transcript during a trial and he will make the decision if the claim is valid. This means a trial could be stopped before it becomes a mistrial granted by an objective Appellant Court. With this law hanging over judges they are not likely to be very prejudice. When a judge is ruled guilty of being prejudice and is removed from a trial, then all judges will become born again and impartiality will be the order of the day.

13. The County District Attorneys are in a contest to see how many convictions they can total per year. Some 20 percent of young defendants are convicted by plea bargains offered after they have spent 6 months in the county jail or more waiting for a trial. The charges are double of what could be proven in a trial and the defendants don't know it. So after a lengthy time in jail they agree to a plea bargain and are released to a program of parole. If the defendant screws up he will be returned to jail to server say 8 years for charges he plead guilt to in the plea bargain which he was never guilty of in the first place. That's how our jail population is increased to the point the cost of \$40,000 per year per inmate will break our State Government.

14. New law is needed if a defendant refuses a plea bargain he must be given a trial within three months of his arrest. This will stop a DA from overcharging trump up charges because the DA knows they can't be proven in a trial. But the young defendant doesn't know if he insisted on going to trial the DA would lose. This will also cut down on the jail population both in County Jail and State Correction Jails. The Public Defenders are in on this scam and don't provide much of a defense and suggests the defendant agree to the plea bargain which is less work than a full blown trial.

THE FIRST JUDGES TO BE REVIEWED IN THIS ARTICLE WILL BE JUDGE SPENCER AND JUDGE PRATT OF THE 18TH DISTRICT COURT OF ARAPAHOE COUNTY.

Come back two weeks for the transcripts to be posted here.

Jeffrey Lane and Jake Hummel past president of the Dam East Homeowner Association may try to forecloses on my home in the Dam East to stop this publication. They have tried everything from sending me to jail for 31 days to a lien on my half of the house. They have to keep the books hidden from any court to deny they stole the money collected in the name of legal fees paid but never approved by the Board of Directors. Western States Property Services Inc. Earl Johnson was in on the scam and he approved the legal fees without authority.

The public can't defend themselves from the system that relies on a homeowner trying to implement State Laws and the CCIOA Act to protect himself in County or

District Court. All HOAs must be placed under the protection of the Real Estate Commission which will be the one to hear complaints from home owners instead of Judges on a 12 year pension. Once this is accomplished the lawyers will lose Million in legal fees but the citizens of Colorado will save the Millions and get justice from a licensed agency instead of some District Court with the following restrictions. You can't buy a copy of the audio tape of a trial that perjury is not enforced and the judge can be as prejudice as he wants in running his court or issuing his decision. Why does a judge still ask you raise your right hand and swear to tell the truth the whole truth when he can't protect anyone in his court from perjury committed by suborn perjury by the lawyers in the trial one wearing a robe