

Patricia R. Miller
117 Windsor Ave.
Hurley, WI 54534

Wisconsin Judicial Commission
Suite 606, Tenney Building
110 East Main Street
Madison, WI. 53703-3328

RE: Judicial Complaint Against **PATRICK J. MADDEN**, Iron County Circuit Court Judge

I hereby make formal complaint against Iron County Circuit Court Judge, Patrick J. Madden, concerning his actions taken against myself that deprived my constitutional rights to 1.) attend a trial held in the Iron County Circuit Court, and 2.) to access the court via U.S. mail.

1.) On December 4th and 5th, 1997, I attempted to attend the trial of my son, Donald Miller, Iron County case no. 97-CF-60. Just prior to commencement of trial I was seated in the court gallery, tearful, but perfectly quiet and non-disruptive. Before trial began, Judge Patrick J. Madden ordered the bailiff to remove me from the courtroom, a denial of my right to sit as a spectator at a public trial.

There was no need to remove me from that courtroom. I was not disruptive in any manner. I was sitting quietly and unobtrusively. It appeared that Judge Madden was irritated towards me for some undisclosed reason, and it appeared that he simply could not stand seeing me in the courtroom. Madden's unwarranted irritation caused me to be removed from the courtroom, forcing me to spend the next 2-days pacing the courthouse hallway while my son's freedom was taken by the knowing use of perjury. I was denied the right to attend a trial, and my son was denied his right to a full public trial.

Those fundamental and critical constitutional rights were purposely denied by Judge Madden, without cause or reason, contrary to our constitution and contrary to WIS.STAT. 757.14.

WIS.STAT. 757.14. Sittings, public :

"The sittings of every court shall be public and every citizen may freely attend the same..."

I qualified under the category of "every citizen". Art. I, § 7 of the Wisconsin Constitution ensured my right to attend my son's trial, as did the 1st, 6th, and 14th Amendments of the U.S. Constitution. That right is recognized by the Supreme Court in Richmond Newspapers, Inc. v. Virginia, 448 U.S. 555, 580, 100 S.Ct. 2814, 65 L.Ed.2d 973 (1980), and by Globe Newspaper Co. v. Superior Court for Norfolk County, 102 S.Ct. 2613, 457 U.S. 596 (U.S.Mass.1982). That court further stated:

"The circumstances under which the press and public can be barred from a criminal trial are limited; the State's justification in denying access must be a weighty one."

Id. at 2620, 457 U.S. at 606. Judge Madden had no "weighty reason" to bar me from attending trial. In fact, he had *no reason* other than apparent hatred toward my son and disgust that I appeared at trial with tears in my eyes to provide moral support for my son. Judge Madden gave no reason to remove me from trial, acting contrary to law and breaching his sworn oath to support and defend the constitutional rights of every person. He had instead acted to deny those same rights he was sworn to uphold.

I was not a material witness at trial. There was no reason for sequestration. I appeared only at the close of trial to briefly testify as a character witness for my son. I was removed simply because Judge Madden did not like tears in my eyes, as it would have made my son Don look too much like somebody's son.

2.) I mailed a certified letter to Judge Madden. He refused to receive it. (EXHIBIT 1). Instead of opening the letter, reading it, and properly responding, he instead marked the certified letter "Refused, return to sender". The letter contained a *nunc pro tunc* acceptance of Judge Madden's Oath of Office as personal contract to secure, defend, and uphold the constitutional rights of my son, myself, and the people of this state. His refusal of that mail was an act performed in knowing disregard of the duties of his office and contrary to his Oath of Judicial Office. What arrogance and disrespect for the law!

I am now requesting that Judge Patrick Madden be sanctioned for purposely denying my fundamental and critical constitutional rights, and for acting in knowing and utter disregard of the mandatory duties of his office, Wisconsin Statutes, and of his own oath of office. If this Commission refuses to sanction Judge Madden's criminal and unethical misconduct, I will be contacting newspapers, radio stations, and state and federal authorities. I urge action here and demand investigation into Judge Madden's mishandling of my son's cases in Iron County case numbers 97CF60, 02CV98, and 03CV36.

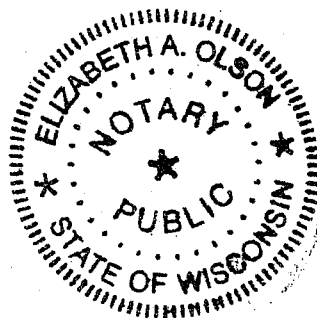
This complaint is a true and accurate statement of the facts, and to these facts I do solemnly swear.

Sworn Complaint Filed By,

Patricia R. Miller
Patricia R. Miller

Subscribed and Sworn Before Me
This 2 Day of June, 2005

Elizabeth A. Olson
Notary Public, State of Wisconsin.
My Commission Expires On 07/03/05





Mrs. Patricia Miller
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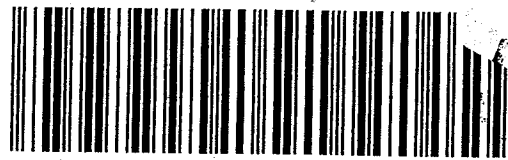
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*b J madden
J Court*

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