

HB 5724 (Exhibit #2 of 4) - Introduction to Michigan Court of Appeals Judge Brock Swartzle

From: defilippispeter@aol.com (defilippispeter@aol.com)

To: msweet@house.mi.gov

Cc: defilippispeter@aol.com

Date: Wednesday, June 12, 2024 at 11:14 AM EDT

Dear Judiciary Chair Breen and Standing Committee Members,

RE: Michigan Court of Appeals ethically challenged Judge Brock Swartzle

Your fellow bar member, ethically challenged Michigan Court of Appeals ("MCOA") Judge Brock Swartzle, was permitted to be "randomly assigned by the algorithms of the court's case management system", and on **multiple occasions, to** my dockets at the MCOA. That Court has well over 20 judges on the bench who were never "randomly assigned" even once to my cases. Additionally, Judge Swartzle has a blatant conflict of interest. (See attached Exhibits)

For the record and per the attached **corroborating documentation**, on September 10, 2020, while Docket 350894 was before him, with the same litigants from the subsequent Docket 359734 (i.e., the Redford Police Department) Judge Swartzle was campaigning for a seat on the Michigan Supreme Court to become Justice Swartzle. A way to determine the ideological leanings of a judicial candidate is to examine which groups endorse the candidate. For example, while none of Judge Swartzle's three opponents had a single endorsement or financial support from a police organization, Judge Swartzle had **three**, including the Police Officers Association of Michigan ("POAM"). **Both the Redford Township Command Officers Association and Redford Township Police Officers Association are member groups of the POAM.** Therefore, there was bias and prejudice by Judge Swartzle aimed directly at me due to his pro-police associations as well as his own financial **interests**.

However, given his significant ethical lapses and lack of a moral compass, Judge Swartzle *neither* sent a Letter of Disclosure to me regarding this fact *nor* voluntarily revealed this conflict to me. Rather this **blatant conflict of interest** was discovered exclusively as a result of my due diligence skills. Further, Judge Brock Swartzle also refused to recuse himself when I filed a Motion to Recuse.

Judge Swartzle then proceeded to methodically **deny** my **preserved oral argument** on September 10, 2020, which hamstrung me in my efforts to be able to properly defend myself as a Pro Se litigant. I firmly believe Swartzle was avenging my Whistleblower activities against his fellow Rick Synder-appointed Judge Martha Snow's disgraced husband, Joseph Xuereb. Therefore, Swartzle and his two fellow Rick Synder-appointed judges on Docket #350864 made certain to deal the final blow by issuing a very adverse ruling against me. (See Exhibit 3 – Colleen O'Brien - regarding her conflicts of interest)

Unlike two of his opponents who had never held judicial office but still easily bested him at the polls on Election Day 2020, Judge Swartzle had the benefit of his status as a sitting judge at the MCOA. He stated that he was "running on his record". However, given Judge Swartzle's embarrassingly **dismal fourth-place finish**, the discerning voters of Michigan **did not** approve of his "record".

A Judicial Tenure Commission complaint was filed against Judge Swartzle regarding this matter on February 26, 2024.

Please make certain that this email and the exhibits are also included as part of the permanent testimony for HB 5724.

Sincerely,
Peter De Filippis

Enclosure

Michigan Advance

HEALTH CARE

ENVIRONMENT

BUSINESS + LABOR

CIVIL RIGHTS

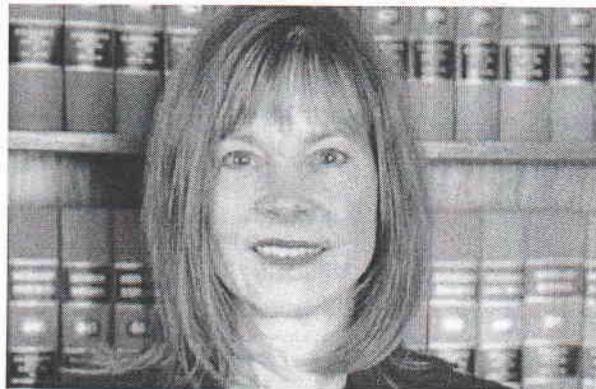
CRIMINAL JUSTICE

ELECTION 2024

COURTS COVID-19 ELECTION 2020 ELECTIONS

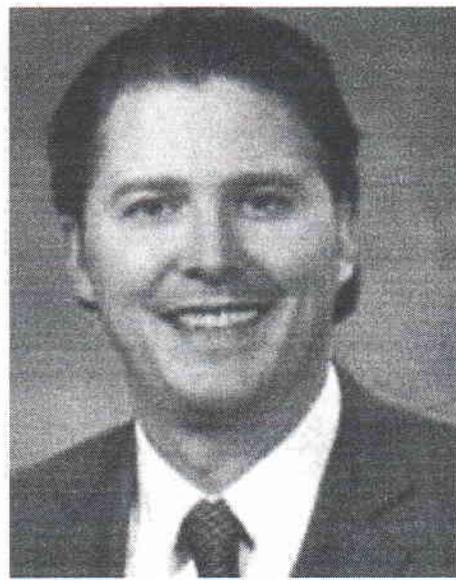
The Michigan Supreme Court is in the spotlight for striking down Whitmer's emergency powers. The balance of power will be decided Nov. 3.

BY: C.J. MOORE - OCTOBER 17, 2020 5:18 AM



 Clockwise: Elizabeth Welch, Mary Kelly, Judge Brock Swartzle and Chief Justice Bridget McCormack

He has a history of judicial clerkship, three years with the U.S. District Court for the Eastern District of Michigan, three years with the U.S. District Court for the Western District of Michigan and four years with Sixth Circuit Court of Appeals Judge David McKeague.



📷 Brock Swartzle

Like McCormack, he has a considerable amount of experience in judicial office. He bills himself as a “proven rule-of-law conservative.” At his 2017 Court of Appeals swearing-in, he said he intended to be a judge who “focuses solely on the facts and the law” and is “blind” to the parties before him.

Swartzle has received the endorsements of several law enforcement groups.

Major endorsements include:

- Michigan Chamber of Commerce
- Right to Life of Michigan
- Citizens for Traditional Values PAC
- Michigan Farm Bureau AgriPac
- Police Officers Association of Michigan (POAM)
- Michigan Fraternal Order of Police (MFOP)
- Detroit Police Officers Association
- Small Business Association of Michigan (SBAM)
- Detroit Regional Chamber of Commerce
- Michigan Realtors

Elizabeth Welch

Party nomination: Democrat

Law degree: Ohio State University

Welch has worked as an attorney for 25 years. She practices labor and employment law at her firm in Grand Rapids, specifically



MEMBERSHIP GROUPS

Below you will find a list of all Michigan law enforcement departments and offices whose employees are members groups of the **Police Officers Association of Michigan.**

R

Redford Township Command Officers Association

Redford Township Police Officers Association

Reserve Officers Legal Aid

Richfield Township Public Safety Officers Association

Richmond Police Officers Association

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Court of Appeals, State of Michigan

ORDER

Redford Police

Peter Defilippis v. Department of Civil Rights

Docket No. 350894

LC No. 17-015903-AV

Michael J. Riordan
Presiding Judge

Colleen A. O'Brien

Brock A. Swartzle
Judges

The motion to adjourn is DENIED.

Michael J. Riordan

Presiding Judge



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

August 27, 2020

Date

Jerome W. Zimmer Jr.

Chief Clerk

Court of Appeals, State of Michigan

ORDER

Peter Defilippis v. Redford Police Department

Docket No. 359734

LC No. 21-001626-CZ

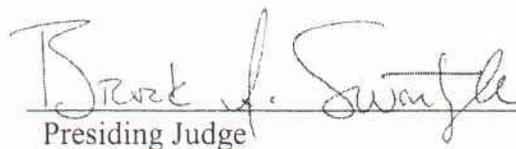
Brock A. Swartzle
Presiding Judge

Mark J. Cavanagh

Anica Letica
Judges

The motion for reconsideration is DENIED.

The motion to prevent Appellant from filing any new pleadings is DENIED.


Presiding Judge



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

August 24, 2023

Date


Chief Clerk

Peter De Filippis
909 Atlantic Avenue #8A
Brooklyn, NY 11238
(718) 596-0167
defilippispeter@aol.com

February 26, 2024

Lynn Helland
Executive Director
Judicial Tenure Commission
3034 West Grand Blvd.
Suite 8-350
Detroit, MI 48202

Dear Mr. Helland,

**RE: Request for Investigation: Judge Brock Swartzle
Michigan Court of Appeals Dockets # 350894 and 359734
Peter De Filippis v The Redford Police Department**

Introduction

On September 10, 2020, while Docket 350894 was before him with the same litigants from the subsequent Docket 359734 (i.e., the Redford Police Department) Judge Swartzle was campaigning for a seat on the Michigan Supreme Court to become Justice Swartzle. A way to determine the ideological leanings of a judicial candidate is to examine which groups endorse the candidate. For example, while none of Judge Swartzle's three opponents had a single endorsement from a police organization, Judge Swartzle had **three**, including the Police Officers Association of Michigan ("POAM") (Exhibit 1).

Both the Redford Township Command Officers Association and Redford Township Police Officers Association are member groups of the POAM. Therefore, there was bias and prejudice by Judge Swartzle due to his pro-police associations and this weapon was aimed directly at Peter De Filippis, whom I shall refer to as the "Pro Se" going forward.

However, given his significant ethical lapses and lack of a moral compass, Judge Swartzle neither sent a Letter of Disclosure to the Pro Se nor voluntarily recused himself given this blatant conflict of interest. Rather this blatant conflict of interest was discovered exclusively as a result of my impeccable due diligence skills.