

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS
FILED

JAN 04 2017

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK


Complaint Number: 05-17-90041

MEMORANDUM

Complainant, a *pro se* litigant, alleges that the subject United States Magistrate Judge “discarded” his supplemental complaint and application to proceed *in forma pauperis* in a pending civil action.

The receipt and docketing of motions and pleadings are the responsibility of the district court clerk’s office, not the magistrate judge, and the allegation is therefore subject to dismissal as frivolous under 28 U.S.C. § 352(b)(1)(A)(iii).

An order dismissing the complaint is entered simultaneously herewith.


Carl E. Stewart
Chief Judge

December 28 2016