

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS
FILED

DEC 13 2017

Docket Number: 05-18-90007

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

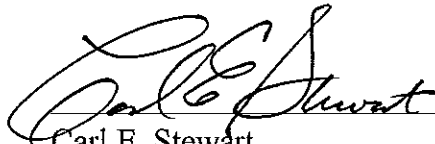
MEMORANDUM

Complainant, a *pro se* litigant, alleges that the rulings entered on the docket in her 2013 civil proceeding were made by the district court clerk, not by the subject United States District Judge, and complainant was thereby “denied a fair trial from a fair tribunal ... here I am four years later ... I have never been given the opportunity to appear before a Judge.” A review of the record shows that the judge signed numerous orders, and the undersigned construes complainant’s allegations as being aimed, in part, at the summary nature of the judge’s rulings.

To the extent that the allegations relate directly to the merits of the judge’s decisions, they are subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(ii). In other respects, the allegation that the district court clerk made the decisions attributed to the judge are so lacking in indicia of reliability that no further inquiry is warranted, and is therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(iii).

Judicial misconduct proceedings are not a substitute for the normal appellate review process, nor may they be used to obtain reversal of a decision or a new trial.

An order dismissing the complaint is entered simultaneously herewith.



Carl E. Stewart
Chief Judge

 2017