

FILED

February 5, 2021

Lyle W. Cayce
Clerk

Judicial Council for the Fifth Circuit

Complaint Number: 05-21-90036

MEMORANDUM

Complainant, a federal prisoner, complains that despite presenting evidence that the Government “altered and fabricated evidence” and that witnesses “commit[ted] perjury on the stand” during complainant’s criminal trial, the subject United States District Judge denied his motion for a new trial.

The complaint relates directly to the merits of decisions or procedural rulings and is therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(ii).

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.



Priscilla R. Owen
Chief United States Circuit Judge

February 4, 2021