

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS

FILED

JAN 11 2016

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

Docket Number: 05-16-9001⁹

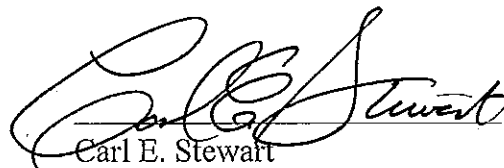
MEMORANDUM

Complainant, a state prisoner, alleges that the subject United States District Judge “ran roughshod over not only [my] constitutional rights” in dismissing his petition for writ of habeas corpus, “but, ignored the orders of the Supreme Court of the United States with impunity.” Without providing any evidence in support of the assertions, complainant further claims that the judge did “not treat [me] alike as others similarly situated”, and “has a history of violating [my] constitutional rights ... which has lead [sic] to the senseless DEATHS of [my] beloved mother and father.”

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, such conclusory allegations are either patently frivolous or are insufficient to support a finding of judicial misconduct, and are 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

December 31
November 13, 2015

U. S. COURT OF APPEALS
FILED

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FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

BEFORE THE JUDICIAL COUNCIL
OF THE FIFTH CIRCUIT

No. 05-16-90019

Petition for Review by [REDACTED]
of the Final Order Filed January 11, 2016
Dismissing Judicial Misconduct Complaint Against
[REDACTED]

Under the Judicial Improvements Act of 2002.

ORDER

An Appellate Review Panel of the Judicial Council for the Fifth Circuit has reviewed the above-captioned petition for review, and all the members of the Panel have voted to affirm the order of Chief Judge Stewart, filed January 11, 2016, dismissing the Complaint of [REDACTED] against [REDACTED], under the Judicial Improvements Act of 2002.

The Order is therefore

AFFIRMED.

March 17, 2016
Date

Priscilla R. Owen
Priscilla R. Owen
United States Circuit Judge
For the Judicial Council of the Fifth Circuit