

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

Docket Numbers: 05-16-90028 and 05-16-90029

U. S. COURT OF APPEALS
FILED

JAN 11 2016

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

MEMORANDUM

Complainant, a *pro se* litigant, complains that the subject United States Magistrate Judge's recommendation that complainant's lawsuit be dismissed for lack of subject matter jurisdiction, and the subject United States District Judge's adoption of the recommendation without addressing complainant's objections, demonstrated that the judge and the magistrate judge "had no intent for remand or relief." She appears to further allege that the judge's sua sponte denial of a certificate of appealability was "used to obstruct justice." Complainant also complains that the judge denied her motions for a new trial and to reopen the case, and threatened her "through sanctions".

The allegations relate directly to the merits of the judge's and the magistrate judge's decisions, and are 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.


Carl E. Stewart
Chief Judge

December 17, 2015