

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS
FILED
JAN 04 2017

Complaint Number: 05-17-90011

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

MEMORANDUM

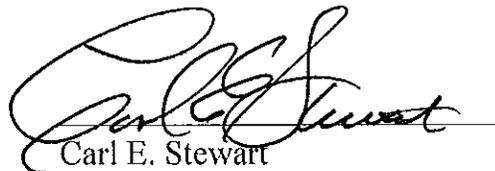
Complainant, a *pro se* litigant, has filed a judicial misconduct complaint seeking “review” of the subject United States District Judge’s ruling that the district court lacked jurisdiction to consider his motion. The undersigned construes the request as an allegation that the judge’s ruling was erroneous.

The complaint relates directly to the merits of the judge’s decision, 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.

~~December 28~~
November 14, 2016


Carl E. Stewart
Chief Judge