

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS
FILED

JUL 24 2017

**FIFTH CIRCUIT
LYLE W. CAYCE, CLERK**

Complaint Numbers: 05-17-90085

MEMORANDUM

Complainant, a state prisoner, complains that the subject United States District Judge has unduly delayed taking judicial action in a civil lawsuit complainant filed in February 2016.

As provided by Rule 3(h)(3)(B) of the Rules For Judicial-Conduct and Judicial-Disability Proceedings, an allegation about mere delay in rendering a decision is not evidence of judicial misconduct. The allegation is therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(iii).

An order dismissing the complaint is entered simultaneously herewith.


Carl E. Stewart
Chief Judge

July 20, 2017