

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

Docket Number: 05-17-90129

U. S. COURT OF APPEALS

FILED

SEP 19 2017

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

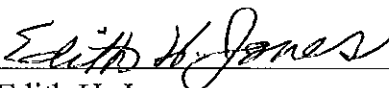
MEMORANDUM

Complainant, a federal prisoner, complains that the subject United States District Judge “interfered with a Supreme Court decision,” “exceeded his authority,” and “conspired against the Rights of this Petitioner” by denying him permission to pursue a successive motion under 28 U.S.C. § 2255. Complainant has simultaneously petitioned the Fifth Circuit for mandamus relief, seeking to overturn the judge’s ruling.

The complaint relates directly to the merits of the case, 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.



Edith H. Jones

United States Circuit Judge

Sept. 13, 2017

FILED

OCT 25 2017

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

BEFORE THE JUDICIAL COUNCIL
OF THE FIFTH CIRCUIT

No. 05-17-90129

Petition for Review by [REDACTED]
of the Final Order Filed September 19, 2017
Dismissing Judicial Misconduct Complaint Against

[REDACTED]
Under the Judicial Improvements Act of 2002.

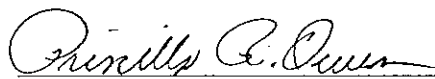
ORDER

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 United States Circuit Judge Edith H. Jones, filed September 19, 2017, dismissing the Complaint of [REDACTED] against [REDACTED] under the Judicial Improvements Act of 2002.

The Order is therefore

AFFIRMED.

OCTOBER 18, 2017
Date


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