

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS
FILED

JAN 03 2018

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

Complaint Number: 05-18-90019

MEMORANDUM

Complainant, a *pro se* litigant, complains that “[o]ut of all my judicial misconduct 2015 up to 2017 [the subject United States District Judge] never recall his self in any of my law suit[s]. Why?” In response to the Clerk of Court’s written request that complainant clarify the allegation, complainant repeated the claim, adding: “Pro-to-col (or) Change-of-Command.”

A review of PACER shows complainant has filed more than thirty (30) civil lawsuits in the district court, five of which were assigned to the subject judge. Given that a review of the dockets indicates that complainant did not move for the judge’s recusal, and given that none of those lawsuits were filed or were pending between 2015 and 2017, the allegations are nonsensical and should be dismissed as frivolous under 28 U.S.C. § 352(b)(1)(A)(iii).

This is complainant’s third meritless judicial misconduct complaint since October 2015. Complainant is WARNED that should he file a further merits-related, frivolous, or conclusory complaint, his right to file complaints may be suspended and, unless he is able to show cause why he should not be barred from filing future complaints, the suspension will continue indefinitely. See Rule 10(a), Rules For Judicial-Conduct or Judicial-Disability Proceedings.

An order dismissing the complaint is entered simultaneously herewith.


Carl E. Stewart
Chief Judge

December 29, 2017

BEFORE THE JUDICIAL COUNCIL
OF THE FIFTH CIRCUIT

U. S. COURT OF APPEALS

FILED

APR 17 2018

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

No. 05-18-90019

Petition for Review by [REDACTED]
of the Final Order Filed January 3, 2018,
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 3, 2018, dismissing the Complaint of [REDACTED] against [REDACTED] under the Judicial Improvements Act of 2002.

The Order is therefore

AFFIRMED.

April 12-2018
Date

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