

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS  
**FILED**

JAN 29 2018

FIFTH CIRCUIT  
LYLE W. CAYCE, CLERK

---

Complaint Number: 05-18-90027

---

MEMORANDUM

Complainant, a former state prisoner, complains that by denying various motions in his pending civil rights proceeding, the subject United States District Judge is engaging in “retaliation and denying and hindering [my] access to court.” He appears to further complain that the judge erroneously denied his 1998 petition for a writ of habeas corpus as time-barred, and also erroneously denied his subsequent motions for relief from judgment.

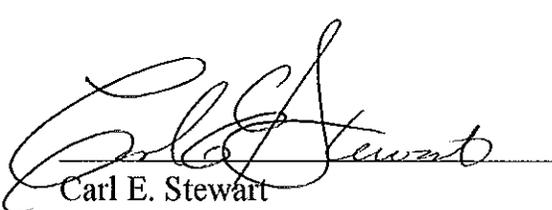
To the extent that the allegations relate directly to the merits of the judge’s decisions, they are subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(ii). In other respects, such conclusory assertions of retaliation are insufficient to support a finding of judicial misconduct, and are therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(iii).

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.

Date

*January 23, 2018*

  
Carl E. Stewart  
Chief Judge