

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS

FILED

JAN 10 2019

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

Complaint Number: 05-18-90040

MEMORANDUM

Complainant, a state detainee, complains that his prisoner civil rights lawsuit has been pending since September 2017 and, despite complainant's filing "crystal clear and undeniable evidence" in support of his claims against prison officials, the subject United States District Judge has not yet granted relief.

A review of the docket indicates that the case is proceeding normally, and is subject to routine referral of preliminary matters to a magistrate judge who last entered a ruling less than two months before complainant signed the instant complaint.

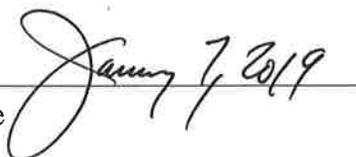
There is no evidence of undue delay in the proceeding and, as provided by Rule 3(h)(3)(B) of the Rules For Judicial-Conduct and Judicial-Disability Proceedings, an allegation about mere delay in rendering a decision is not evidence of judicial misconduct. The allegation is therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(iii).

An order dismissing the complaint is entered simultaneously herewith.



Carl E. Stewart
Chief Judge

Date



January 7, 2019