

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

MAY 16 2018

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

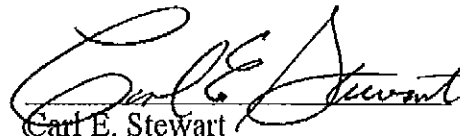
Complaint Number: 05-18-90067

MEMORANDUM


Complainant, a Chief United States District Judge, alleges that a former magistrate judge conducted an inappropriate and coercive relationship with a subordinate. The former magistrate judge resigned from office.

The Judicial Improvements Act of 2002 (the "Act") defines "judge" as "a circuit judge, district judge, bankruptcy judge, or magistrate judge." 28 U.S.C. § 351(d)(1). Because the former magistrate judge has resigned from the office of magistrate judge, he does not fall within the scope of persons who can be investigated under the Act. Therefore, the complaint is concluded because of intervening events pursuant to 28 U.S.C. § 352(b)(2).

An order concluding the complaint is entered simultaneously herewith.



Carl E. Stewart
Chief Judge

 _____, 2018