

FILED

March 16, 2022

Lyle W. Cayce
Clerk

Judicial Council for the Fifth Circuit

Complaint Number: 05-22-90046

MEMORANDUM

On February 8, 2022, the Clerk docketed a judicial misconduct complaint filed by complainant, a state prisoner, against the subject United States Magistrate Judge. On March 8, 2022, complainant submitted a written request to withdraw the complaint pursuant to Rule 27(a) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.

Rule 27(a) provides:

With the chief judge's consent, the complainant may withdraw a complaint that is before the chief judge for a decision under Rule 11. The withdrawal of a complaint will not prevent the chief judge from identifying or having to identify a complaint under Rule 5 based on the withdrawn complaint.

Complainant's request to withdraw the complaint is GRANTED.¹

¹ To the extent that complainant also seeks permission to withdraw a complaint docketed by the Clerk on December 8, 2021, that complaint was dismissed by an order entered on January 10, 2022. For the purposes of Rule 27(a), that complaint is no longer "before the chief judge for a decision under Rule 11" and the request for permission to withdraw it is therefore DENIED as moot.

I decline to identify a complaint under Rule 5, and an order concluding this proceeding under 28 U.S.C. § 352(b)(2) is entered simultaneously herewith.

A handwritten signature in black ink, reading "Priscilla R. Owen". The signature is written in a cursive style with a horizontal line underneath.

Priscilla R. Owen
Chief United States Circuit Judge

March 11, 2022