

FILED

March 29, 2023

Lyle W. Cayce
Clerk

Judicial Council for the Fifth Circuit

Complaint Number: 05-23-90005

MEMORANDUM

Complainant, a pro se litigant, alleges that the subject United States District Judge has intentionally taken no action in her 42 U.S.C. § 1983 proceeding for three months because he is “colluding to conceal the [defendants’] crimes/intentional acts against me, causing me harm.”

A delay in judicial action does not, of itself, constitute judicial misconduct. There is no evidence to suggest that the delay in complainant’s case is due to a lack of diligence or bias in favor of the defendants, and the complaint is therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(iii). *See* Rule 4(b)(2) of the Rules For Judicial-Conduct and Judicial-Disability Proceedings.

An order dismissing the complaint is entered simultaneously herewith.

/s/ Priscilla Richman

Priscilla Richman

Chief United States Circuit Judge

March 25, 2023