

FILED

January 3, 2024

Lyle W. Cayce
Clerk

Judicial Council for the Fifth Circuit

Complaint Numbers: 05-23-90062 through 05-23-90066

MEMORANDUM

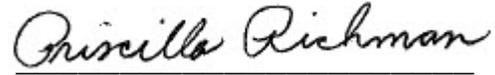
Complainant, a pro se litigant, alleges misconduct by the three subject United States District Judges and two subject United States Magistrate Judges in three civil proceedings.

Without distinguishing between the cases or the subject judges, complainant complains that his claims were dismissed without any hearings, “[t]hey changed my filing from MC to CV so that it would support their agenda,” “[t]hey also said I was suing the judges on a civil cover sheet not signed by myself but by the clerk and initialed by a judge they said I was suing,” and “I can’t get due process even when I have paid the proper filing fees.”

To the extent that the complaint relates directly to the merits of decisions or procedural rulings, it is subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(ii). In other respects, any assertion of improper conduct appears entirely derivative of the merits-related charges, but to the extent the allegation is separate, it is wholly unsupported and is therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(iii) as “lacking sufficient evidence to raise an inference that misconduct has occurred.”

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.



Priscilla Richman
Chief United States Circuit Judge

December 26, 2023

FILED

January 31, 2024

Lyle W. Cayce
Clerk

Before the Judicial Council of the Fifth Circuit

Complaint Numbers: 05-23-90062 through 05-23-90066

Petition for Review by [REDACTED]

Regarding Complaint of Misconduct and/or Disability Against

[REDACTED]

[REDACTED]

Under the Judicial Improvements Act of 2002, 28 U.S.C. §§ 351-364.

ORDER

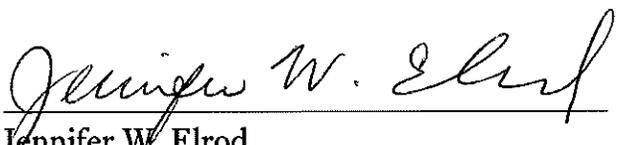
An Appellate Review Panel of the Judicial Council for the Fifth Circuit has reviewed the above-captioned petition for review, and all the members of the Panel have voted to affirm the order of Chief Judge Priscilla Richman, filed January 9, 2024, dismissing the Complaint of [REDACTED] against [REDACTED]

[REDACTED]

Western District of Texas, under the Judicial Improvements Act of 2002.

The Order is therefore **AFFIRMED**.

January 30, 2024
Date


Jennifer W. Elrod
United States Circuit Judge
For the Judicial Council of the Fifth Circuit