

IN THE JUDICIAL CONFERENCE OF THE UNITED STATES

**IN RE: COMPLAINT OF JUDICIAL
MISCONDUCT AGAINST A
UNITED STATES DISTRICT JUDGE
G. THOMAS PORTEOUS, JR.
UNDER THE JUDICIAL CONDUCT
AND DISABILITY ACT OF 1980**

**DOCKET NO. 07-05- 351-0085
(As designated by the Judicial Conference
of The United States Court of Appeals for
The Fifth Circuit)**

CONFIDENTIAL

**PETITION FOR REVIEW OF THE MEMORANDUM ORDER AND CERTIFICATION,
THE PROCEEDINGS CONDUCTED BY THE SPECIAL INVESTIGATORY
COMMITTEE, THE FIFTH CIRCUIT JUDICIAL COUNCIL REPORT, AND JUDGE
DENNIS' DISSENT FROM THE MEMORANDUM ORDER AND CERTIFICATION
PURSUANT TO 28 U.S.C. § 357(A)**

EXHIBITS

EXHIBIT INDEX

- EXHIBIT 1A - MEMORANDUM ORDER AND CERTIFICATION IN THE
ABOVE NUMBERED AND ENTITLED MATTER.**
- EXHIBIT 1B- REPORT BY THE SPECIAL INVESTIGATORY
COMMITTEE TO THE JUDICIAL COUNCIL OF THE
UNITED STATES COURT OF APPEALS FOR THE FIFTH
CIRCUIT.**
- EXHIBIT 1C- DISSENT WRITTEN BY DENNIS, CIRCUIT JUDGE, JOINED
BY MELANCON, HEARTFIELD, AND BRADY, DISTRICT
JUDGES, CONCURRING IN PART AND DISSENTING IN
PART.**
- EXHIBIT 2A - COMPLAINT, DATED MAY 18, 2007, PRESENTED BY THE
U.S. DEPARTMENT OF JUSTICE, CRIMINAL DIVISION,
REFERRING ALLEGATIONS OF JUDICIAL MISCONDUCT
CONCERNING THE HONORABLE G. THOMAS PORTEOUS,
JR. UNITED STATES DISTRICT JUDGE FOR THE**

EASTERN DISTRICT OF LOUISIANA, PURUSANT TO 28 U.S.C. §§ 351-64 AND THE RULES GOVERNING COMPLAINTS OF JUDICIAL MISCONDUCT OR DISABILITY (AMENDED JULY 15, 2003).

EXHIBIT 2B - COMPLAINT OF JUDICIAL MISCONDUCT BY EDITH H. JONES, CHIEF JUDGE, FIFTH CIRCUIT COURT OF APPEALS, DATED AUGUST 28, 2007, EFFECTIVE MAY 21, 2007.

EXHIBIT 2C - CHARGES OF JUDICIAL MISCONDUCT FILED, "ON BEHALF OF THE SPECIAL COMMITTEE OF THE FIFTH CIRCUIT COUNCIL", IN DOCKET NUMBER 07-05-351-0085 OF THE FIFTH CIRCUIT COURT OF APPEALS JUDICIAL COUNCIL, DATED OCTOBER 18, 2007 AND SIGNED BY:



Ronald G. Woods

Investigator for the Special Committee

10/18/07
Date

EXHIBIT 3- REPLY MEMORANDUM BY UNITED STATES DISTRICT JUDGE IN DOCKET NO. 07-05-351-0085 SUBMITTED DECEMBER 5, 2007.

EXHIBIT 4 - RESPONSE TO REPLY MEMORANDUM SPECIAL COMMITTEE MEMBERS, EDITH H. JONES, FORTUNATO BENAVIDES AND SIM LAKE, DATED DECEMBER 10, 2007.

EXHIBIT 5 - JULY 5, 2007 BY G. THOMAS PORTEOUS, DISTRICT JUDGE REQUESTING A CONTINUANCE FOR THE PURPOSE OF SECURING COUNSEL AFTER PRESENT COUNSEL QUIT.

EXHIBIT 6 -

JULY 10, 2007 LETTER ALLOWING JUDGE PORTEOUS TIME TO SECURE NEW COUNSEL AND TO FILE THE RESPONSE BY AUGUST 10, 2007 BY SPECIAL COMMITTEE MEMBERS AND SIGNED:

very truly yours,
Edith H. Jones
Edith H. Jones
*Fortunato Benavides**
Fortunato P. Benavides
Judge, U.S. Court of Appeals
for the Fifth Circuit
Sim Lake
Sim Lake
U.S. District Judge for the
Southern District of Texas

** signatures by permission*
[Signature]

EXHIBIT 7 -

OCTOBER 18, 2007 LETTER BY JUDGE PORTEOUS TO RONALD G. WOODS REQUESTING A CONTINUANCE BECAUSE HIS ATTORNEY, MICHAEL ELLIS, QUIT.

EXHIBIT 7A-

OCTOBER 19, 2007 LETTER BY RONALD G. WOODS DENYING JUDGE PORTOUS' OCTOBER 18, 2007 REQUEST FOR CONTINUANCE.

EXHIBIT 8-

FIVE (5) WAIVERS OF THE STATUTE OF LIMITATIONS GIVEN TO THE GOVERNMENT BY JUDGE PORTEOUS.

EXHIBIT 9-

AFFIDAVIT OF KYLE SCHONEKAS (previously represented G. Thomas Porteous, U.S. District Judge):

“ . . . Mr. Ainsworth and/or Mr. Petalas explained to me that they were unfomfortable with the contacts that has been made by Judge Jones nad the inquiries she was making of the. For these reasons, they felt compelled to make these disclosures to me.” (Excerpt).