

Judicial Council for the Fifth Circuit

Complaint Number: 05-25-90067

IN RE COMPLAINT OF JUDICIAL MISCONDUCT
UNDER THE JUDICIAL IMPROVEMENTS ACT OF 2002.

ORDER

Complainant, a pro se litigant, has filed a complaint alleging misconduct by a United States Magistrate Judge in a pending civil case.

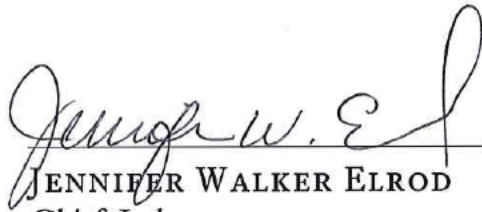
Complainant alleges that the judge: “improperly delays proceedings w/out explanation and failure [sic] to perform duties”; “has failed to act on my civil case for 6 months”; and “failed to review motion [sic] to dismiss from Defendants, along with my responses, so a scheduling of proceeds [sic] wasn’t established.” Complainant submits that “this prolonged inaction appears to violate Canon 3 of the Code of Conduct for US Judges which requires the prompt disposition of court business.”

These allegations are contradicted by the record. Since preliminary matters were referred to her in February 2025, the judge has issued four orders—including an order entered eight days before Complainant mailed the instant complaint—and has held a scheduling conference. These allegations are therefore subject to dismissal as frivolous and/or “lacking sufficient evidence to raise an inference that misconduct has occurred” under 28 U.S.C. § 352(b)(1)(A)(iii).

Complainant further asserts that the judge “is bias [sic] or shows favoritism” and “abuses judicial power.” Because Complainant provides no information in support, these allegations are 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.”

This is Complainant’s fourth judicial-conduct complaint in less than three months, and she has been warned previously against filing a further merits-related, conclusory, frivolous, or repetitive complaint. Complainant’s right to file complaints is hereby **SUSPENDED** pursuant to Rule 10(a), Rules for Judicial-Conduct and Judicial-Disability Proceedings. Complainant may show cause, through a petition for review submitted pursuant to Rule 18, why her right to file further complaints should not be so limited.

An order dismissing the complaint is entered simultaneously herewith.


JENNIFER WALKER ELROD
Chief Judge

Before the Judicial Council of the Fifth Circuit

Rule 18 Petition Regarding Filing Restriction Imposed in
Complaint of Misconduct and/or Disability Filed by [REDACTED]
Under the Judicial Improvements Act of 2002, 28 U.S.C. §§ 351-364.

Complaint Number: 05-25-90067

ORDER

An Appellate Review Panel of the Judicial Council for the Fifth Circuit has reviewed the above-captioned Rule 18 petition seeking to vacate the filing restriction imposed in the order entered July 28, 2025, dismissing the above-captioned complaint filed by [REDACTED] under the Judicial Improvements Act of 2002. All members of the Panel have voted to deny the petition.

The Petition is therefore DENIED.



CATHARINA HAYNES
United States Circuit Judge
For the Judicial Council of the Fifth Circuit