

FILED

October 2, 2025

Lyle W. Cayce
Clerk

Judicial Council for the Fifth Circuit

Complaint Number: 05-25-90089

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

ORDER

Complainants, two pro se litigants, have filed a complaint alleging misconduct by a United States District Judge in a miscellaneous civil proceeding.

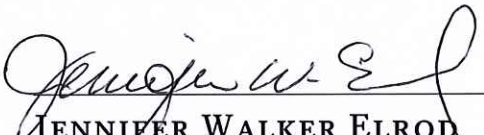
Complainants complain that the judge “exceeded his authority” by:

- “chang[ing] the Miscellaneous case number to a Civil (CV) case number” and ordering the Clerk to close the case, thereby denying their “right to a common-law trial by jury under the 7th Amendment to the Constitution”;
- stating there is a “requirement for fee payment of filing a pauperis request form,” thereby “t[aking] it upon himself to add this requirement to the 7th Amendment”;
- “false[ly] and misleading[ly]” stating the use of a “CV” case number was for “indexing and statistical purposes,” thereby “appear[ing] [to] attempt to say that a court responsible for common-law matters won’t fulfill its obligation to the people”; and

- ordering “all future suit filing attempts by ANY party will require a ‘CV’ number and court clerks are to refuse any future common-law suit filings [if the filer refuses to have a ‘CV’ case number assigned],” thereby “clearly demonstrat[ing] that [he] is warring against the Constitution that he swore an oath to defend.”

These allegations relate directly to the merits of decisions or procedural rulings and are therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(ii). The complaint procedures in 28 U.S.C. §§ 351-364 are not a substitute for the normal appellate review process and may not be used to obtain reversal of a decision or a new trial.

An order dismissing the complaint is entered simultaneously herewith.


JENNIFER WALKER ELROD
Chief Judge