

FILED

October 8, 2025

Lyle W. Cayce
Clerk

Judicial Council for the Fifth Circuit

Complaint Number: 05-26-90002

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

ORDER

Complainant, a defendant in a criminal proceeding, has filed a complaint alleging misconduct by the United States District Judge who presided over his case.

Complainant complains that the judge conspired to violate his constitutional rights when he took no action after complainant sent the judge letters asserting that federal authorities interfered with “legal mail” he sent to his attorney and manipulated “federal record[s]” to secure his guilty plea. Complainant asserts that the judge “allow[ed] corruption,” acted in “bad faith” with “malice,” and neglected to fulfill his responsibilities as a judge.

Specifically, Complainant alleges:

- The judge conspired to violate his constitutional rights, “allowing manipulation of federal records ‘[t]ranscripts’ interference with legal mail to counsel”;
- The judge admitted receiving his letters “but failed to give me a fair process to protect my rights as a United States Citizen, following a pattern of preference, interfering with the legal system tampering with evidence by disappearing my letter not on record

on Criminal Docket, but admitted receiving my letter a day before court. On that letter I was revealing facts of how the prosecutor and agents manipulated federal record interfere with legal mail”;

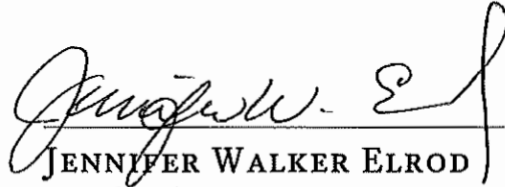
- “I confronted [the judge] about my letter, manipulation, interference, corruption through the process, Judge stated, ‘I did not think much of your letter’ BUT allow corruption of the whole process to secure a guilty plea”;
- The judge “conspired by unlawful acts, malicious acts, abuse of power and discretion. It would have helped my process and the court to make reliable determination with respect to my letters”; and
- “[The judge’s] judgment constitutes bad faith; it prevented me from exercising my rights. Judge has engaged in misconduct malice bad faith, neglecting fail to fulfill the responsibilities of a judge.”

To the extent Complainant challenges the judge’s handling of, or decision not to take action on, his ex parte letters, these allegations relate directly to the merits of decisions or procedural rulings and are 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.

The conclusory assertions of conspiracy, bad faith, malice, and neglect 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.”¹

¹ To the extent complainant intended to make additional allegations of misconduct with notations on his exhibits, under Fifth Cir. Procs. 6(a) and (f) of the JC&D Rules, “allegations made in exhibits or attachments to the complaint will not be considered.”

An order dismissing the complaint is entered simultaneously herewith.



JENNIFER WALKER ELROD
Chief Judge