

FILED

October 27, 2025

Lyle W. Cayce
Clerk

Judicial Council for the Fifth Circuit

Complaint Number: 05-26-90010

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

ORDER


Complainant, a state prisoner, has filed a complaint alleging misconduct by a United States Circuit Judge for conduct occurring when the judge was a state court judge and presided over Complainant's state criminal proceeding almost 40 years ago.

Complainant alleges that the judge has "taken 39 years of my life from me" by "fil[ing] a blank true bill against me." In doing so, Complainant complains that the judge violated his rights under the Fourth, Fifth, Sixth, Eighth, Ninth, Thirteenth, and Fourteenth Amendments. Without providing any support, Complainant claims the judge engaged in a "conspiracy to deprived [sic] [him] of his constitutional guarantee of due process of law rights."

To the extent these allegations relate directly to the merits of decisions or procedural rulings, they 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 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.”

An order dismissing the complaint is entered simultaneously herewith.


JENNIFER WALKER ELROD
Chief Judge