

**FILED**

January 28, 2026

Lyle W. Cayce  
Clerk

# Judicial Council for the Fifth Circuit

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Complaint Number: 05-26-90063

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

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## ORDER

Complainant, a federal prisoner, has filed a complaint alleging misconduct by a United States District Judge (“Judge A”) in a 28 U.S.C. § 2255 proceeding challenging Complainant’s federal criminal conviction.

- In 2018, a United States District Judge (“Judge B”) dismissed Complainant’s § 2255 motion as time barred.
- In December 2025, Complainant filed a motion to reopen judgment under Federal Rules of Civil Procedure 60(b) and 60(d). He also filed several other motions, including a motion to preemptively recuse another United States District Judge (“Judge C”) from being assigned the case and a motion to transfer the case to another district court.
- Two days later, the clerk reassigned the case from Judge B to Judge C, and then reassigned the case to Judge A pursuant to a Special Order entered by the chief district judge in August 2019 addressing the random assignment of civil and criminal cases in three Divisions of the United States District Court to Judge B, Judge C, and the chief

district judge. The order also stated: “Additionally, any recusal by [Judge C] will be directly assigned to [Judge A].”

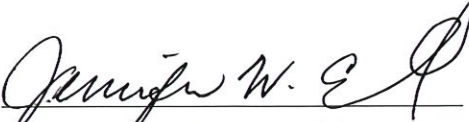
Complainant complains that Judge A “was not assigned to the [relevant Division of the court], nor was he properly assigned to my case.” Complainant further complains that Judge A erroneously denied his motions, erroneously denied a motion for a certificate of appealability, and improperly “left unresolved the issues of actual innocence.” Complainant also complains that Judge A’s “acceptance of the reassignment” of the case and his erroneous order “smack[] of impropriety and the desire to shield [Judge C] from any wrongdoing,” “show bias and point to attempts to manipulate the outcome of my filings and prevent adequate investigation into serious allegations,” and “show his willingness to disobey rulings of [the Fifth Circuit] and the Supreme Court precedent, proper procedure, and law while walking in the shady alley while main street is open and brightly lit.”

To the extent that 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 may not be used to challenge the correctness of a judge’s ruling or decision. *See* Rule 4(b)(1) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.

The assertions of bias and improper motive 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 third merits-related and conclusory judicial misconduct complaint in less than a month. Complainant is WARNED that should he file a further merits-related, conclusory, frivolous, or repetitive complaint, his right to file complaints may be suspended and, unless Complainant is able to show cause why he should not be barred from filing future complaints, the suspension will continue indefinitely. *See* Rule 10(a), Rules for Judicial-Conduct and Judicial-Disability Proceedings.

The complaint is DISMISSED. An unredacted private order is entered simultaneously herewith.



JENNIFER WALKER ELROD  
*Chief Judge*

**FILED**

April 13, 2026

Lyle W. Cayce  
Clerk

**Judicial Council  
for the Fifth Circuit**

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Complaint Number: 05-26-90063

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IN RE COMPLAINT OF [REDACTED] AGAINST

[REDACTED]  
UNDER THE JUDICIAL IMPROVEMENTS ACT OF 2002.

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ORDER

An Appellate Review Panel of the Judicial Council for the Fifth Circuit has reviewed the above-captioned petition for review, and all the members of the Panel have voted to affirm the order of Chief Judge Jennifer Walker Elrod, filed January 28, 2026, dismissing the Complaint of [REDACTED] against [REDACTED] under the Judicial Improvements Act of 2002.

The order is therefore AFFIRMED.



Catharina Haynes  
*United States Circuit Judge  
For the Judicial Council of the Fifth Circuit*