

**FILED**

February 10, 2026

Lyle W. Cayce  
Clerk

# Judicial Council for the Fifth Circuit

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Complaint Number: 05-26-90076

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

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## ORDER

Complainant, a pro se litigant, has filed a complaint alleging misconduct by a United States District Judge in a civil proceeding.

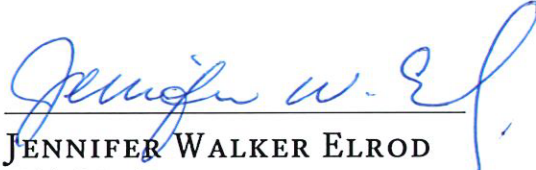
Complainant complains that despite notifying the judge that the transfer of the case from a venue outside of this Circuit was “predicated on fraud by the defendants and involved unresolved allegations of judicial misconduct,” and despite filing an affidavit “providing detailed, specific evidence of docket irregularities and potential tampering,” the judge “took no action, ... issued no order for an investigation, held no hearing on the matter, and made no referral of the allegations to the appropriate authorities ... in the face of formal, credible allegations of such misconduct.”

To the extent that 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 (“JC&D Rules”).

The allegation that the judge failed to report judicial misconduct to the appropriate authority is 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.” Complainant has presented no evidence that the judge had “any reliable information reasonably likely to constitute judicial misconduct.” *See* JC&D Rule 4(a)(6). Even if the judge had information of potential judicial misconduct, Complainant has presented no evidence that the judge failed to report the misconduct as required by JC&D Rule 4(a)(6) and Canon 3(B)(6) of the Code of Conduct for United States Judges.

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

  
JENNIFER WALKER ELROD  
*Chief Judge*