

United States Court of Appeals for the Fifth Circuit

No. 26-50245
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

October 29, 2026

Thomas B. Plunkett, III
Clerk

IN THE MATTER OF DOUGLAS K. SMITH,

Debtor,

DOUGLAS K. SMITH, *M.D.*,

Appellant,

versus

ERIC TERRY,

Appellee.

Appeal from the United States District Court
for the Western District of Texas
USDC No. 5:25-CV-101

Before JONES, HO, and WILSON, *Circuit Judges*.

PER CURIAM:*

Appellant Douglas Smith has brought dozens of meritless appeals from the bankruptcy proceedings below. By July 2, 2025, he had brought a

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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remarkable *thirty-six* appeals. But he “has yet to find success in any legal forum” of which this Court is aware.¹ *Smith v. Terry (In re Salubrio, L.L.C.)*, No. 23-50288, 2024 WL 1795773, at *1 (5th Cir. Apr. 25, 2024) (per curiam) (unpublished). This Court has repeatedly found Smith’s filings “procedurally improper and frivolous.” *Id.* at *2; *Smith v. Terry (In re Salubrio, L.L.C.)*, No. 26-50148, 2026 WL 2533369, at *2 (5th Cir. Aug. 27, 2026) (per curiam) (unpublished). After reviewing the parties’ briefs and pertinent portions of the record, this Court concludes that Smith’s present appeal is also procedurally improper and frivolous. *See Sun Coast Res., Inc. v. Conrad*, 958 F.3d 396, 398 (5th Cir. 2020). Therefore, this Court AFFIRMS the district court’s judgment.² Smith’s outstanding motion raises similar frivolous, repetitive claims and is DENIED.

Smith is WARNED that filing any future frivolous, repetitive, or otherwise abusive challenges to the bankruptcy court’s decisions in this court or any court subject to this court’s jurisdiction will subject him to sanctions. Such sanctions may include dismissal, monetary sanctions, and restrictions on his ability to make filings in this court and any court subject to this court’s jurisdiction. *See United States v. Evans*, No. 22-50590, 2023 WL 2238023 (5th Cir. Feb. 23, 2023) (per curiam) (unpublished).

¹ The Fifth Circuit has rejected all six of Smith’s appeals brought to this Court. *See Smith v. Terry (In re Salubrio, L.L.C.)*, No. 26-50148, 2026 WL 2533369, at *1 (5th Cir. Aug. 27, 2026) (per curiam) (unpublished); *Smith v. MedLegal Sols., Inc. (In re Smith)*, No. 24-50494, 2025 WL 985934, at *1 (5th Cir. Apr. 2, 2025) (per curiam) (unpublished); *Smith v. Terry (In re Salubrio, L.L.C.)*, No. 24-50272, 2024 WL 4834238, at *1 (5th Cir. Nov. 20, 2024) (per curiam) (unpublished); *Smith v. Terry (In re Salubrio, L.L.C.)*, No. 23-50288, 2024 WL 1795773, at *2 (5th Cir. Apr. 25, 2024) (per curiam) (unpublished); *Smith v. Terry (In re Smith)*, No. 22-50999, 2023 WL 4992835, at *1 (5th Cir. Aug. 4, 2023) (per curiam) (unpublished); *Smith v. Terry (In re Salubrio, L.L.C.)*, No. 22-50453, 2023 WL 3143686, at *4 (5th Cir. Apr. 28, 2023) (per curiam) (unpublished).

² *See* 5th Cir. Rule 42.2.