

FILED
U.S. COURT OF APPEALS
ELEVENTH CIRCUIT
MAR 30 2016
Amy C. Nerenberg
Acting Clerk of Court

CONFIDENTIAL
BEFORE THE CHIEF JUDGE
OF THE ELEVENTH JUDICIAL CIRCUIT

Judicial Complaint Nos. 11-16-90007 and 11-16-90008

IN THE MATTER OF A COMPLAINT FILED BY _____

IN RE: The Complaint of _____ against U.S. District Judges _____ and _____ of the U.S. District Court for the _____ District of _____, under the Judicial Conduct and Disability Act of 1980, Chapter 16 of Title 28 U.S.C. §§ 351-364.

ORDER

_____ (“Complainant”) has filed this Complaint against United States District Judges _____ and _____ (collectively, “the Subject Judges”), pursuant to Chapter 16 of Title 28 U.S.C. § 351(a) and the Rules for Judicial-Conduct and Judicial-Disability Proceedings of the Judicial Conference of the United States (“JCDR”).

Background

The record shows that the Subject Judges have been involved in multiple cases that Complainant initiated in the district court. In addition, in July 2014 Complainant filed a lawsuit naming the Subject Judges as defendants and raising claims of discrimination. In May 2015 a district judge dismissed the action for failure to state a claim on which relief could be granted.

Complaint

In his Complaint of Judicial Misconduct or Disability, Complainant states that Judge _____ “controls stock, is a shareholder, stockholder, stakeholder” in entities involved in various federal cases.

Discussion

Complainant provides no credible facts or evidence in support of his allegations that either of the Subject Judges engaged in misconduct.

The Complaint “is based on allegations lacking sufficient evidence to raise an inference that misconduct has occurred or that a disability exists,” JCDR 11(c)(1)(D). For that reason, pursuant to Chapter 16 of Title 28 U.S.C. § 352(b)(1)(A)(iii) and Rule

11(c)(1)(D) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings of the Judicial Conference of the United States, this Complaint is **DISMISSED**.

A handwritten signature in black ink, appearing to read "E. James", written over a horizontal line.

Chief Judge