

JAN 23 2020

David J. Smith  
Clerk

**CONFIDENTIAL**

**BEFORE THE CHIEF JUDGE  
OF THE ELEVENTH JUDICIAL CIRCUIT**

**Judicial Complaint Nos. 11-19-90072 and 11-19-90073**

**IN THE MATTER OF A COMPLAINT FILED BY \_\_\_\_\_**

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IN RE: The Complaint of \_\_\_\_\_ against United States Magistrate Judge \_\_\_\_\_ and United States District Judge \_\_\_\_\_ of the United States 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.

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**ORDER**

\_\_\_\_\_ (“Complainant”) has filed this Complaint against United States Magistrate Judge \_\_\_\_\_ and United States District Judge \_\_\_\_\_ (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 in October 2017 Complainant filed a lawsuit against multiple defendants and a motion for leave to proceed in forma pauperis (IFP), and Judge \_\_\_\_\_ granted the IFP motion. In June 2018 Complainant filed an amended complaint, and she later filed a second amended complaint. In August 2018 Judge \_\_\_\_\_ issued a report recommending that: (1) a request construed as a motion for a temporary restraining order be denied; (2) a failure-to-accommodate claim under the Fair Housing Act be allowed to proceed; and (3) the remaining claims be dismissed for failure to state a claim on which relief could be granted.

After that, Complainant filed multiple motions seeking various types of relief, and in January 2019 Judge \_\_\_\_\_ issued another report recommending that the motions be denied. Complainant filed objections, which were also construed as a notice of appeal. This Court later clerically dismissed the appeal for want of prosecution. In March 2019 Judge \_\_\_\_\_ entered an order adopting the reports and recommendations, dismissing all of Complainant’s claims except her failure-to-accommodate claim, and denying her motions.

The record shows that in May 2018 Complainant filed a lawsuit against a school system, generally alleging the defendant had mistreated her minor child. She also filed

an IFP motion, which Judge \_\_\_\_\_ granted. In March 2019 Judge \_\_\_\_\_ entered an order: (1) dismissing the complaint for failure to state a claim and lack of subject matter jurisdiction; (2) denying two motions for temporary protective orders that Complainant had filed; and (3) directing her to file an amended complaint. In May 2019 Judge \_\_\_\_\_ entered an order dismissing the case because of Complainant's failure to comply with the order directing her to file an amended complaint. Complainant appealed, and this Court later clerically dismissed the appeal for want of prosecution.

The record shows that in May 2018 Complainant filed a lawsuit against two financial institutions and a motion to proceed IFP, and Judge \_\_\_\_\_ granted the IFP motion. The next month, she filed an amended complaint. In July 2018 Judge \_\_\_\_\_ issued a report recommending that the amended complaint be dismissed for failure to state a claim. Over Complainant's objections, Judge \_\_\_\_\_ issued an order adopting the report and recommendation and dismissing the amended complaint for failure to state a claim.

The record shows that in November 2018 Complainant and her minor child filed a lawsuit in which they stated they had filed a housing discrimination complaint against multiple defendants. The plaintiffs also filed a motion to proceed IFP, which Judge \_\_\_\_\_ granted. In May 2019 Judge \_\_\_\_\_ entered an order dismissing the complaint for failure to state a claim, denying motions the plaintiffs had filed, and directing the plaintiffs to file an amended complaint. After that, the plaintiffs filed, among other things, two amended complaints. They also filed a notice of appeal, and this Court later clerically dismissed the appeal for want of prosecution.

### Complaint

To her Complaint of Judicial Misconduct or Disability, Complainant attached an EEOC "Charge of Discrimination" alleging that a federal judge in another circuit discriminated against her daughter. She asserts that the Subject Judges are "co-conspirators" with that judge.

### Complaint

In her Complaint of Judicial Misconduct or Disability, Complainant indicates that her Complaint pertains to the Subject Judges' actions in the above-described cases. She attached a "Charge of Discrimination" in which she alleges that a federal judge in another circuit discriminated against her daughter, and she asserts that the Subject Judges were "co-conspirators."

Discussion

Complainant provides no credible facts or evidence in support of her allegation that the Subject Judges were part of a conspiracy.

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**.



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Chief Judge