

SEP 22 2023

David J. Smith
Clerk

CONFIDENTIAL

Before the Chief Judge of the
Eleventh Judicial Circuit

Judicial Complaint No. 11-23-90112

ORDER

An individual has filed a Complaint against a United States district judge under the Judicial Conduct and Disability Act of 1980, 28 U.S.C. §§ 351–364, and the Rules for Judicial-Conduct and Judicial-Disability Proceedings of the Judicial Conference of the United States.

Background

The record shows that in 2022 Complainant filed a petition for a writ of habeas corpus, 28 U.S.C. § 2241, taking issue with certain state-court criminal proceedings. A magistrate judge issued a report recommending that the case be dismissed due to Complainant’s failure to pay the filing fee. The Subject Judge later issued an order accepting Complainant’s fee payment as timely, declining to adopt the report and recommendation, and referring the matter back to the magistrate judge for further proceedings. Complainant then filed additional documents, and the case remains pending.

Complaint

Complainant states the Subject Judge ignored “blatant misconduct” and violations of the United States Constitution committed by the state court, and he generally takes issue with his state criminal proceedings. He attached documents to his Complaint.

Discussion

The Complaint fails to present a basis for a finding of misconduct. Complainant’s claims are based on allegations lacking sufficient evidence to raise an inference that the Subject Judge engaged in misconduct. Judicial-Conduct Rule 11(c)(1)(D). For that reason, this Complaint is **DISMISSED**.

/s/ William H. Pryor Jr.
Chief Judge