

**FOR THE JUDICIAL COUNCIL
OF THE ELEVENTH CIRCUIT**

11-21-90072

FILED
ELEVENTH CIRCUIT
JUDICIAL COUNCIL

NOV 09 2021

CIRCUIT EXECUTIVE

**IN RE: COMPLAINT OF JUDICIAL
MISCONDUCT OR DISABILITY**

ON PETITION FOR REVIEW

Before: WILSON, ROSENBAUM, and BRANCH, Circuit Judges;
COOGLER and WALKER, Chief District Judges.

Pursuant to 11th Cir. JCDR 18.3, this Judicial Council Review Panel has considered petitioner's complaint filed on June 24, 2021, the order of Chief United States Circuit Judge William H. Pryor Jr. filed on August 17, 2021, and the petition for review filed by petitioner on September 10, 2021. No judge on this panel has requested that this matter be placed on the agenda of a meeting of the Judicial Council.

The Judicial Council Review Panel hereby **AFFIRMS** the disposition of this matter by Chief Judge Pryor. The petition for review is **DENIED**.

FOR THE JUDICIAL COUNCIL:


United States Circuit Judge

CONFIDENTIAL

BEFORE THE CHIEF JUDGE
OF THE ELEVENTH JUDICIAL CIRCUIT

Judicial Complaint No. 11-21-90072

FILED
U.S. COURT OF APPEALS
ELEVENTH CIRCUIT

AUG 17 2021

David J. Smith
Clerk

IN THE MATTER OF A COMPLAINT FILED BY _____

IN RE: The Complaint of _____ against 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.

ORDER

_____ (“Complainant”) has filed this Complaint against United States District Judge _____ (the “Subject Judge”), 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 United States District Judge _____ was the district judge assigned to two lawsuits Complainant filed, and Judge _____ ultimately dismissed both cases.

Complaint

In his Complaint of Judicial Misconduct or Disability, Complainant alleges Judge _____ engaged in misconduct in the two cases and complains that he failed to recuse himself from one of the cases. He then alleges the Subject Judge: (1) knew or should have known about Judge _____ misconduct; (2) allowed Judge _____ to “operate . . . without sanctions”; (3) tolerate crimes committed by Judge _____; (4) intentionally failed to respond to Complainant’s letters about Judge _____; and (5) acted in concert with the district court clerk to incorrectly inform this Court that he has “3 strikes.” He attached documents to his Complaint.

Discussion

Complainant provides no credible facts or evidence in support of a claim that the Subject Judge 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**.

/s/ William H. Pryor Jr.

Chief Judge