FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT

JAN 30 2024

CONFIDENTIAL

David J. Smith Clerk

Before the Chief Judge of the Eleventh Judicial Circuit

Judicial Complaint No. 11-24-90010

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 Complainant, through counsel, filed a civil complaint against a school district raising claims of retaliation, and another attorney then entered an appearance on her behalf. The defendant filed a motion for summary judgment. Complainant's attorney filed a notice of withdrawal, and the Subject Judge denied counsel permission to withdraw on multiple grounds. Counsel then filed a motion to withdraw on the ground that the attorney-client relationship had been irretrievably broken. Complainant filed a response in opposition in which she alleged in part that her attorney had been dishonest, and the Subject Judge denied the motion to withdraw. After additional proceedings, the Subject Judge entered an order granting the defendant's motion for summary judgment.

Complaint

Complainant alleges the Subject Judge failed to take appropriate steps when informed that an attorney allegedly engaged in misconduct, and she states she was used "as a pawn." Complainant also takes issue with the actions of individuals other than the Subject Judge, and she attached documents to her 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**.

> <u>/s/ William H. Pryor Jr.</u> Chief Judge