

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS  
**FILED**

JUN 06 2016

FIFTH CIRCUIT  
LYLE W. CAYCE, CLERK

---

Docket Number: 05-16-90073

---


MEMORANDUM

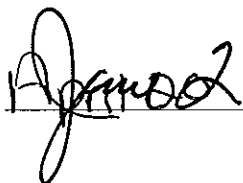
Complainant, a federal prisoner, complains that by dismissing his prisoner civil rights lawsuit, the subject United States District Judge engaged in “treacherous acts” which “conscientiously, arbitrarily, capriciously, deli[b]erately, intentionally and knowingly ... violates Supr[e]me Law contrary to his duty under the law, in acts which aid and abet others engaged in criminal enterprise.” Complainant further protests that the judge has not ordered the Clerk to return his initial filing fee.

These allegations relate directly to the merits of the judge’s decisions, and are therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(ii).

Judicial misconduct proceedings are not a substitute for the normal appellate review process, nor may they be used to obtain reversal of a decision or a new trial.

An order dismissing the complaint is entered simultaneously herewith.

  
Carl E. Stewart  
Chief Judge

 , 2016

U. S. COURT OF APPEALS  
**FILED**

**AUG 23 2016**

**FIFTH CIRCUIT  
LYLE W. CAYCE, CLERK**

BEFORE THE JUDICIAL COUNCIL  
OF THE FIFTH CIRCUIT

---

No. 05-16-90073

Petition for Review by [REDACTED]  
of the Final Order Filed June 6, 2016  
Dismissing Judicial Misconduct Complaint Against  
[REDACTED]  
Under the Judicial Improvements Act of 2002.

---

ORDER

An Appellate Review Panel of the Judicial Council for the Fifth Circuit has reviewed the above-captioned petition for review, and all the members of the Panel have voted to affirm the order of Chief Judge Stewart, filed June 6, 2016, dismissing the Complaint of [REDACTED] against [REDACTED] under the Judicial Improvements Act of 2002.

The Order is therefore

**AFFIRMED.**

8-16-2016  
Date



Priscilla R. Owen  
United States Circuit Judge  
For the Judicial Council of the Fifth Circuit