

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS
FILED

Complaint Number: 05-19-90025

JAN 31 2019

FIFTH CIRCUIT
LYLE W. GAYNE, CLERK

MEMORANDUM

On November 15, 2018, the Clerk docketed a judicial misconduct complaint filed by prisoner complainant against the subject United States Magistrate Judge. On January 28, 2019, complainant submitted a written request to withdraw the complaint pursuant to Rule 27(a) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.

Rule 27(a) provides:


With the chief judge's consent, the complainant may withdraw a complaint that is before the chief judge for a decision under Rule 11. The withdrawal of a complaint will not prevent the chief judge from identifying or having to identify a complaint under Rule 5 based on the withdrawn complaint.

Complainant's request to withdraw the complaint is GRANTED.

I decline to identify a complaint under Rule 5, and this proceeding is therefore CONCLUDED under 28 U.S.C. § 352(b)(2).

Date

January 28, 2019


Carl E. Stewart
Chief Judge