

FILED

April 5, 2023

Lyle W. Cayce
Clerk

Judicial Council for the Fifth Circuit

Complaint Number: 05-23-90020

MEMORANDUM


Complainant, a state pretrial detainee, has filed a complaint alleging misconduct by the subject United States District Judge in complainant's 28 U.S.C. § 2241 proceeding.

Complainant complains that the judge's dismissal of his claims for failure to exhaust state court remedies and denial of his application to proceed in forma pauperis as moot were erroneous, improper or both.

The complaint relates directly to the merits of decisions or procedural rulings and is 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.



Priscilla Richman

Chief United States Circuit Judge

April 5, 2023