

JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

JCP No. 08-19-90048

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In re Complaint of John Doe¹

This is a judicial complaint filed by a pro se habeas petitioner against two United States circuit judges who presided over the petitioner's appeal.

In the judicial complaint, the complainant does not describe the conduct or evidence of disability that is the subject of the complaint against the circuit judges. Instead, the complainant alleges that the complainant was "for[c]ed . . . to take [a] plea bargain" and was "wrongfully convicted."

The judicial complaint fails to "contain a concise statement that details the specific facts on which the claim of misconduct or disability is based." Judicial-Conduct and Judicial-Disability Proceedings of the Judicial Conference of the United States (J.C.U.S.) Rule 6(b). Therefore, it "lack[s] sufficient evidence to raise an inference that misconduct has occurred or that a disability exists." 28 U.S.C. § 352(b)(1)(A)(iii); *accord* J.C.U.S. Rule 11(c)(1)(D).

¹Under Rule 4(f)(1) of the Rules Governing Complaints of Judicial Misconduct and Disability of the Eighth Circuit, the names of the complainant and the judicial officer complained against are to remain confidential, except in special circumstances not here present.

The complaint is dismissed.

October 28th, 2019



Lavenski R. Smith, Chief Judge
United States Court of Appeals
for the Eighth Circuit