

JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

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JCP No. 08-20-90057

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In re Complaint of John Doe<sup>1</sup>

This is a judicial complaint filed by an inmate (“complainant”) against the United States district judge who presided over the inmate’s criminal case. The complainant alleges that the district judge (1) improperly questioned a witness outside of the jury’s presence, (2) was “knowingly complacent in allowing for [c]omplainant to be wrongly convicted,” (3) abused the judge’s discretion by not dismissing a “biased juror,” and (4) denied the complainant’s constitutional rights by removing certain prospective jurors.

Rule 11(e) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings of the Judicial Conference of the United States (J.C.U.S.) provides that:

(e) Intervening Events. The chief judge may conclude the complaint proceeding in whole or in part upon determining that intervening events render some or all of the allegations moot or make remedial action impossible.

In the present case, an intervening event has rendered the subject judge no longer a covered judge as defined in J.C.U.S. Rule 1(b).

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<sup>1</sup>Under 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.

Therefore, pursuant to Chapter 16 of Title 28 U.S.C. § 352(b)(2) and J.C.U.S. Rule 11(e), this Complaint is CONCLUDED.

8/2/2021, 2021

A handwritten signature in blue ink, reading "Lavenski R. Smith", written over a horizontal line.

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