

**JUDICIAL COUNCIL
OF THE DISTRICT OF COLUMBIA CIRCUIT**

**In the Matter of
A Complaint of Judicial
Misconduct or Disability**

**Complaint Nos. DC-23-90020
DC-23-90021
DC-23-90022
DC-23-90023**

Before: Henderson, Circuit Judge*

ORDER

Upon consideration of the complaints herein, filed against four judges of the United States Court of Appeals for the District of Columbia Circuit and the United States District Court for the District of Columbia, it is

ORDERED that the complaints be dismissed for the reasons stated in the attached Memorandum.

The Circuit Executive is directed to send a copy of this Order and accompanying Memorandum to the complainant, the subject judges, and the Judicial Conference Committee on Judicial Conduct and Disability. See 28 U.S.C. § 352(b); JUD. CONF. U.S., RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS (2019), RULE 11(g)(2).

Date: JULY 11, 2023


Karen LeCraft Henderson, Circuit Judge

* Acting pursuant to Rule 25(f) of the RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS.

No. DC-23-90020
No. DC-23-90021
No. DC-23-90022
No. DC-23-90023

MEMORANDUM

Complainant has filed complaints of judicial misconduct against four judges of the United States Court of Appeals for the District of Columbia Circuit and the United States District Court for the District of Columbia. For the following reasons, the misconduct complaints will be dismissed.

Complainant alleges that the subject judges, who presided over his lawsuit in the district court and his appeal from an unfavorable verdict, are biased against him, have treated him in an egregious and hostile manner, and have misrepresented or mischaracterized evidence in their factual and legal decisions. Insofar as complainant's allegations are "directly related to the merits of a decision or procedural ruling," they are not proper grounds for a finding of judicial misconduct. See JUD. CONF. U.S., RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS, Rules 4(b)(1) and 11(c)(1)(B); 28 U.S.C. § 352(b)(1)(A)(ii).

Insofar as complainant alleges bias on the part of the subject judges, his allegations "lack sufficient evidence to raise an inference that misconduct has occurred." JUD. CONF. RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS, Rule 11(c)(1)(D); 28 U.S.C. § 352(b)(1)(A)(iii). In particular, complainant's allegations that one of the subject appellate judges has a disqualifying personal relationship with the subject district judge, and that several subject appellate judges are biased in favor of the subject district judge due to their shared ancestry, are unfounded.

Finally, complainant has not demonstrated that any of the subject judges has treated him in a “demonstrably egregious and hostile manner.” JUD. CONF. RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS, Rule 4(a)(2)(B).

The present complaints will therefore be dismissed.*

* Pursuant to 28 U.S.C. § 352(c) and JUDICIAL-CONDUCT PROCEEDINGS RULE 18(a), complainant may file a petition for review by the Judicial Council for the District of Columbia Circuit. Any petition must be filed in the Office of the Circuit Executive for the D.C. Circuit within 42 days of the date of the dismissal order. JUDICIAL-CONDUCT PROCEEDINGS RULE 18(b).