

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 04-5241

September Term, 2004

04cv00655

Filed On: February 9, 2005 [876575]

Emory Alvin Michau,  
Appellant

v.

Ruth Jones, Employee, Office of the Clerk, United  
States Supreme Court, et al.,  
Appellees

## APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

**BEFORE:** Ginsburg, Chief Judge, and Edwards and Garland,  
Circuit Judges

### J U D G M E N T

This appeal was considered on the record from the United States District Court for the District of Columbia and on the brief filed by appellant. See Fed. R. App. P. 34(a)(2); D.C. Cir. Rule 34(j). It is

**ORDERED AND ADJUDGED** that the district court's order filed April 23, 2004 be affirmed, as the lower courts have no supervisory authority or mandamus jurisdiction over Supreme Court clerks. See, e.g., Marin v. Suter, 956 F.2d 339, 340 (D.C. Cir. 1980) (per curiam).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY:

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Michael C. McGrail  
Deputy Clerk