

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS
FILED

NOV 02 2016

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

Complaint Number: 05-16-90111

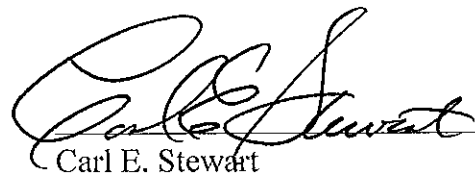
MEMORANDUM

Complainant, a private citizen, has filed a judicial misconduct complaint against the subject United States District Judge who served with a governmental entity before taking the bench. He alleges that the judge, in that previous employment, produced child pornography with a fellow employee (now a local government official who defeated complainant in at least two elections). Complainant further asserts that he was sexually assaulted by a priest in 1980, and that the judge (who entered private law practice in 1978) and the other employee were “involved.”

The undersigned notes that complainant was afforded two opportunities to provide evidence in support of these claims against the judge, but he failed to do so.

Such conclusory assertions are insufficient to support a finding of judicial misconduct, and are therefore subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(iii).

An order dismissing the complaint is entered simultaneously herewith.


Carl E. Stewart
Chief Judge

August 8, 2016