

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS
FILED

OCT 30 2017

Complaint Numbers: 05-17-90141 through 05-17-90143

FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

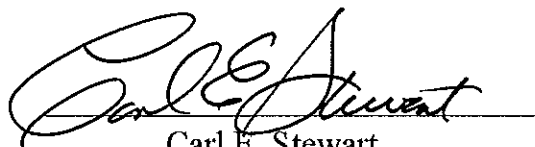
MEMORANDUM

Complainant, a federal prisoner who was convicted of sexual exploitation of a child and distribution of child pornography, complains of the subject United States Circuit Judges, who were members of the panel that affirmed his conviction on direct appeal. Complainant urges that because the panel's alleged errors in its decision "are so obvious," the judges must have been influenced by extrajudicial statements by members of Congress condemning child pornography. He cites no evidence in support of this claim other than the alleged incorrectness of the panel decision.

The complaint relates directly to the merits of the judges' decision, and is subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(ii).

Judicial misconduct proceedings are not a substitute for the normal appellate review process, nor may they be used to obtain reversal of a decision or a new trial.

An order dismissing the complaint is entered simultaneously herewith.


Carl E. Stewart
Chief Judge


October 26, 2017

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FIFTH CIRCUIT
LYLE W. CAYCE, CLERK

BEFORE THE JUDICIAL COUNCIL
OF THE FIFTH CIRCUIT

No. 05-17-90141 through 05-17-90143
Petition for Review by [REDACTED]
of the Final Order Filed October 30, 2017
Dismissing Judicial Misconduct Complaint Against
[REDACTED]
Under the Judicial Improvements Act of 2002.

ORDER

An Appellate Review Panel of the Judicial Council for the Fifth Circuit has reviewed the above-captioned petition for review, and all the members of the Panel have voted to affirm the order of Chief Judge Stewart, filed October 30, 2017, dismissing the Complaint of [REDACTED] against [REDACTED] under the Judicial Improvements Act of 2002.

The Order is therefore

AFFIRMED.

Date

1-11-2018



Priscilla R. Owen
United States Circuit Judge
For the Judicial Council of the Fifth Circuit