

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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Docket Number: 05-18-90011

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U. S. COURT OF APPEALS  
FILED

DEC 13 2017

FIFTH CIRCUIT  
LYLE W. CAYCE, CLERK

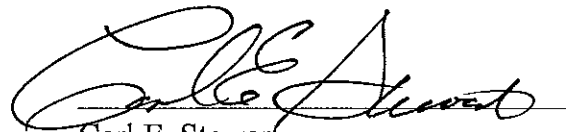
MEMORANDUM

Complainant, a federal detainee, complains that the subject United States Magistrate Judge demonstrated bias in denying twenty-one motions that “sought mainly disclosure of discovery.” He further protests that despite knowing he is a “layman at law” proceeding *pro se*, the magistrate judge “threatened [complainant] with sanctions” if he filed further frivolous, moot, or premature motions.

To the extent that the allegations relate directly to the merits of the magistrate judge’s decisions, they are subject to dismissal under 28 U.S.C. § 352(b)(1)(A)(ii). In other respects, such conclusory assertions of bias 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).

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

December 2, 2017