

FILED

March 24, 2025

Lyle W. Cayce
Clerk

Judicial Council for the Fifth Circuit

Complaint Number: 05-25-90033

IN RE COMPLAINT OF JUDICIAL MISCONDUCT
UNDER THE JUDICIAL IMPROVEMENTS ACT OF 2002.

ORDER AND MEMORANDUM OF REASONS

Complainant, a pro se litigant, has filed a complaint alleging misconduct by a United States Magistrate Judge in a civil proceeding in which Complainant was the Defendant.

The Court issued a notice setting a hearing on Plaintiff's Opposed Emergency Motion to Stay and Dismiss Arbitration Proceedings, and Complainant was instructed to file a response to the motion within four days. Complainant states that he did not receive the hearing notice until the date his response was due.¹ Complainant complains that the delay in notifying him of his right to file a response was prejudicial and it was therefore unfair of the magistrate judge to grant the motion to stay during the hearing.

Complainant further alleges that the magistrate judge "showed b[ia]s" during the hearing "when she stated ... she was ready to rule in favor of [Plaintiff] because she believe[d] I didn't meet my burden of proof." He also claims that "throughout the course of the hearing, [the magistrate judge] continue[d] to show contempt while making her ruling[s] and seem[ed] somewhat removed from fair and impartial ruling[.]" He concludes that the

¹ A review of the underlying docket indicates that Complainant filed a response one day before it was due.

