

JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

JCP No. 08-24-90007

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In re Complaint of John Does¹

This is a judicial complaint filed by civil litigants (complainants) against the United States district judge and United States magistrate judge assigned to the complainants' case.

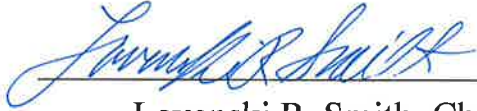
The judicial complaint alleges that the district judge and magistrate judge “failed to address adequately” in their decisions “the critical issue” in the case and the complainants' concerns about a potentially forged document. The judicial complaint asserts that these failures resulted in a lack of transparency and a failure to uphold judicial ethics.

To the extent the judicial complaint challenges the rulings of the district judge and magistrate judge, it must be dismissed as “directly related to the merits of a decision or procedural ruling.” 28 U.S.C. § 352(b)(1)(A)(ii); *accord* Judicial-Conduct and Judicial-Disability Proceedings of the Judicial Conference of the United States (J.C.U.S.) Rules 4(b)(1), 11(c)(1)(B). To the extent the judicial complaint alleges any other judicial misconduct, the allegations are dismissed as “frivolous, lacking sufficient evidence to raise an inference that misconduct has occurred.” 28 U.S.C. § 352(b)(1)(A)(iii); *accord* J.C.U.S. Rule 11(c)(1)(c), (D).

¹Under Rule 4(f)(1) of the Rules Governing Complaints of Judicial Misconduct and Disability of the Eighth Circuit, the names of the complainants and the judicial officer complained against are to remain confidential, except in special circumstances not here present.

Accordingly, the judicial complaint is dismissed.

February 21, 2024



Lavenski R. Smith, Chief Judge
United States Court of Appeals
for the Eighth Circuit