

# JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

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JCP No. 08-24-90055

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In re Complaint of John Doe\*

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This a judicial misconduct complaint by a criminal defendant against a district judge who granted him a sentence reduction.

The complainant alleges that the judge failed “to comply with a court order to sign a mandated federal order for the release of a federal inmate.” The complainant alleges that although the court of appeals “issued an order for [his] release” in June 2024, “the court order remains unsigned resulting in [his] continued unlawful detention.”

The record shows that in June 2024, the court of appeals remanded the complainant’s case to the district court for resentencing. In July 2024, the judge entered an order reducing the complainant’s sentence. The judge signed the order and directed the clerk of court to send a copy to the complainant’s prison. Records from the Bureau of Prison show that the complainant was released from incarceration in August 2024.

The record does not support the complainant’s allegation that the judge failed to comply with an order of the court of appeals. The complaint’s allegations are

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\*Under Rule 24(a) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings, the names of the complainant and the subject judge are not disclosed. Citations or references herein to a “Rule” refer to these Rules.

frivolous or lacking sufficient evidence to raise an inference that misconduct occurred. *See* Rule 11(c)(1)(C), (D).

For this reason, the judicial complaint is dismissed.

/s/ Steven M. Colloton  
Chief Judge

Filed: October 17, 2024

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