

JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

JCP No. 08-24-90004

In re Complaint of John Doe¹

This is a judicial complaint filed by a civil litigant (“complainant”) against the United States district judge who dismissed the complainant’s civil-rights action.

The judicial complaint alleges that the district judge “put [the complainant’s] case online without [the complainant’s] permission.” The judicial complaint also challenges the district judge’s dismissal of the case.

To the extent the judicial complaint challenges the district judge’s order dismissing the civil-rights actions, 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 that the district judge engaged in judicial misconduct by making the complainant’s case publicly available, such allegation is “frivolous.” 28 U.S.C. § 352(b)(1)(A)(iii); *accord* J.C.U.S. Rule 11(c)(1)(C).

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

Accordingly, the judicial complaint is dismissed.

2/12/24, 2024



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