

JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

JCP Nos. 08-16-90021, 08-16-90022, 08-16-90023, 08-16-90024, 08-16-90025

In re Complaints of Jane Doe¹

These are five judicial complaints filed on February 22, 2016 by a pro se civil litigant against the magistrate judge and district court judge who presided over her medical malpractice case and the three circuit court judges who were assigned to her appeal. The complaints are identical except for the judges named. The complainant “Request[s] that the Judges . . . and Clerks Understand that their conduct was inappropriate [sic] Behavior, Breach of duty [sic] [,] Not in a line with standards societal and expectation [sic], that these Judges not Working in respectable noticeable time [sic].” The complainant also contends the judges “were overzealous” and “Request[s] That the Judgeges [sic] not only apologizes [sic] for their Careless Judgements of dismissal with prejudices [sic].” The complainant challenges the judges’ decisions to “dismiss[] quickly or right away!” and not “to give [complainant] an order of protection.” The complainant further declares she “was disrespected” and the judges “voided [complainant’s] health wellness, and safety [sic].”

The complainant also states she “is suffering from, this Dental Bomb That [she] didn’t authorize or haven’t Been found guilty of any felony crime that allows Judges, sheriff, population, clerks, Dentist Implant Dental bomb, Lethal Injections, posion [sic]. . . . Its an violation [sic] of [complainant’s] Constitution Rights [sic].” The complainant asserts “the device has an Navigations [sic], which I’m being stalked

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

[sic] . . . no help from the police department[,] FBI[,] . . . White House, [or] Attorney General [sic].” The complainant claims the judges were “clearly aware that this is a Dental bomb in is terrorism [sic].” The complainant also names numerous medical professionals she alleges “Are guilty of an felony crime [sic] of malpractices [sic].” Complainant concludes by “[r]equesting disciplinary action against All Judges.”

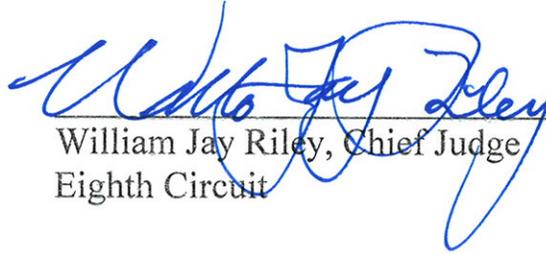
The complainant’s challenges to the judges’ decisions to dismiss her case and not to grant her an order of protection are not cognizable in a judicial complaint because they are “directly related to the merits of a decision or procedural ruling.” See 28 U.S.C. § 352(b)(1)(A)(ii); Judicial-Conduct and Judicial-Disability Proceedings of the Judicial Council of the United States (J.C.U.S.) Rules 3(h)(3)(A), 11(c)(1)(B). The complainant’s only evidence the judges engaged in “inappropriate [sic] Behavior,” “were overzealous” and disrespectful, and “voided [complainant’s] health wellness, and safety [sic]” are the judges’ rulings themselves, so these allegations too must be dismissed as merits-related. 28 U.S.C. § 352(b)(1)(A)(ii); J.C.U.S. Rules 3(h)(3)(A), 11(c)(1)(B).

Similarly, the complainant’s assertion that she is suffering from a “Dental Bomb,” to the extent it is attributable to the judges, is “directly related to the merits of a decision or procedural ruling” and “lack[s] sufficient evidence to raise an inference that” any judges have engaged in misconduct. 28 U.S.C. § 352(b)(1)(A)(ii), (iii); J.C.U.S. Rules 3(h)(3)(A), 11(c)(1)(B), (D). Complainant’s allegations also are “frivolous.” 28 U.S.C. § 352(b)(1)(A)(iii); accord J.C.U.S. Rule 11(c)(1)(C).

Finally, the complainant’s challenges to the actions of clerks, sheriffs, medical professionals, a dental school, the police department, the Federal Bureau of Investigation, the White House, the Attorney General, and “population” are beyond the scope of the judicial complaint procedure because the judicial complaint procedure pertains only to United States judges. See 28 U.S.C. § 351(a), (d)(1); J.C.U.S. Rule 4; E.C. Rule 1(c).

The complaints are dismissed.

March 17, 2016



William Jay Riley, Chief Judge
Eighth Circuit