

JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

JCP No. 08-17-90072

In re Complaint of John Doe¹

This is a judicial complaint filed by a private citizen against a district judge, alleging that the district judge was unprofessional to the individual on trial. Specifically, the judicial complaint alleges that the district judge “was biased and prejudiced against” the individual and was rude to the individual. *See* Judicial-Conduct and Judicial-Disability Proceedings of the Judicial Conference of the United States Rule 3(h)(1)(D) (defining “misconduct” to include “treating litigants, attorneys, or others in a demonstrably egregious and hostile manner”).

Having conducted a limited inquiry and reviewed the relevant transcript, I conclude that the objective evidence conclusively refutes the complaint’s allegations. *See* 28 U.S.C. § 352(b)(1)(B). Accordingly, the allegations must be dismissed.

The complaint is dismissed.

October *2nd*, 2017



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

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.