

## JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

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JCP No. 08-17-90079

JCP No. 08-17-90080

JCP No. 08-17-90081

JCP No. 08-17-90082

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In re Complaint of John Doe<sup>1</sup>

These are judicial complaints filed by an incarcerated pro se litigant against a United States district judge assigned to several of the litigant's actions and three United States circuit judges who participated in one of the litigant's appeals.

The judicial complaints allege that the district judge and circuit judges have violated 18 U.S.C. § 912 by impersonating an officer of the United States. The judicial complaint alleges that the district judge and circuit judges do not live on federal territory. According to the complainant, they are not actually Article III judges but instead "Territorial Judges" in accordance with Article IV, § 3, clause 2, of the U.S. Constitution.

These allegations must be dismissed because they are "frivolous." 28 U.S.C. § 352(b)(1)(A)(iii); *accord* J.C.U.S. Rule 11(c)(1)(C).

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<sup>1</sup>Under 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.

The complaint is dismissed.

September 16<sup>th</sup>, 2017

A handwritten signature in cursive script, reading "Lavenski R. Smith".

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