

JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

JCP No. 08-20-90007

JCP No. 08-20-90014

In re Complaint of John Doe¹

This is a judicial complaint filed by a pro se inmate against the United States district judge and United States magistrate judge who presided over the complainant's criminal case.

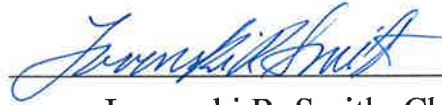
The judicial complaint challenges the magistrate judge's orders denying the complainant's motions to remove counsel. The judicial complaint also challenges the magistrate judge's and district judge's failure to respond to ex parte letters the complainant filed concerning defense counsel and other matters.

The judicial complaint challenges the magistrate judge's and district judge's decisions concerning the complainant's motions to remove counsel. Such allegations are directly related to the merits of the magistrate judge's and district judge's decisions and are not cognizable in a judicial complaint. *See* 28 U.S.C. § 352(b)(1)(A)(ii); 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).

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.

The complaint is dismissed.

3/5 _____, 2020



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