

# The Judicial Council

FOR THE DISTRICT OF COLUMBIA CIRCUIT

In the Matter of

Judicial Council Complaint No. DC-16-90005

**A CHARGE OF JUDICIAL  
MISCONDUCT OR DISABILITY**

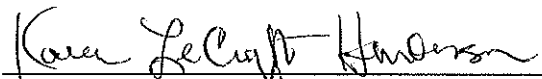
**Before:** HENDERSON, *Acting Chief Judge of the Circuit*

## ORDER

Upon consideration of the complaint herein, filed against a judge of the United States District Court for the District of Columbia, it is

**ORDERED** that the complaint proceeding be concluded for the reasons stated in the attached Memorandum. See 28 U.S.C. § 352(b)(2); JUD. CONF. U.S., RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS 11(e).

The Circuit Executive is directed to send copies of this Order and accompanying Memorandum to the complainant, the subject judge, and the Judicial Conference Committee on Judicial Conduct and Disability. See 28 U.S.C. § 352(b); JUD. CONF. U.S., RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS 11(g)(2).



Karen LeCraft Henderson, Acting Chief Judge  
District of Columbia Circuit

Date: MARCH 22, 2016

## MEMORANDUM

Complainant has filed a Judicial Complaint alleging that a judge of the United States District Court for the District of Columbia has engaged in conduct prejudicial to the effective and expeditious administration of the business of the courts. More specifically, complainant asserts that the subject judge “committed [a] felony” by “concealing” a motion submitted by the complainant to the district court.

In accordance with 28 U.S.C. § 352(a), the complaint has been “expeditiously review[ed].” The subject judge retired from active service effective March 16, 2016. (Prior to that date, the subject judge issued an order denying leave to file complainant’s motion, and directing the clerk of the district court to return the motion to the complainant.) In consequence thereof, the complaint proceeding is concluded under 28 U.S.C. § 352(b)(2), as “action on the complaint is no longer necessary because of intervening events.” See 28 U.S.C. § 352(b)(2); see also JUD. CONF. U.S., RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS 11(e) (“The chief judge may conclude a complaint proceeding in whole or in part upon determining that intervening events render some or all of the allegations moot or make remedial action impossible.”)<sup>1</sup>

---

<sup>1</sup> Pursuant to 28 U.S.C. § 352(c) and JUD. CONF. U.S., RULES FOR JUDICIAL-CONDUCT AND JUDICIAL -DISABILITY PROCEEDINGS Rule 18(a), the complainant may file a petition for review by the Judicial Council for the District of Columbia Circuit. Any petition must be filed in the Office of the Circuit Executive for the D.C. Circuit within 42 days of the date of the dismissal order. *Id.* Rule 18(b).