

JUDICIAL COUNCIL OF THE THIRD CIRCUIT

J.C. No. 03-13-90028

IN RE: COMPLAINT OF JUDICIAL MISCONDUCT
OR DISABILITY

PRESENT: McKEE, Chief Judge, RENDELL, AMBRO, FUENTES, SMITH, FISHER,
KANE¹, SLEET, SIMANDLE, TUCKER and FLOWERS-CONTI
Members of the Judicial Council of the Third Circuit

ORDER

In a Memorandum Opinion and Order dated and filed on June 13, 2013,
Chief Judge McKee dismissed the complaint in the above matter.

Complainant filed a petition for review by the Judicial Council of the Third
Circuit on July 11, 2013.

The Judicial Council has considered the petition for review and has
concluded that the relief requested should be denied and the order of Chief Judge McKee
should be affirmed for the reasons set forth in his Memorandum Opinion.

¹ It is noted that Judge Yvette Kane was an active member of the Judicial Council of the
Third Circuit during the time relevant to this petition for review.

Pursuant to Rule 19, Rules for Judicial-Conduct and Judicial-Disability Proceedings, it is therefore ORDERED that the June 13, 2013 order of Chief Judge McKee is AFFIRMED.

The parties are notified that this order is final and conclusive and is not judicially reviewable on appeal or otherwise. See 28 U.S.C. § 352(c).

For the Council,

/s/ Theodore A. McKee
Chief Judge

Dated: September 11, 2013