

JUDICIAL COUNCIL OF THE THIRD CIRCUIT

J.C. No. 03-15-90083

IN RE: COMPLAINT OF JUDICIAL MISCONDUCT
OR DISABILITY

PRESENT: McKEE, Chief Judge, AMBRO, FUENTES, SMITH, FISHER,
CHAGARES, SIMANDLE, TUCKER, CONTI, CONNER and STARK
Members of the Judicial Council of the Third Circuit

ORDER

In a Memorandum Opinion and Order dated and filed on October 19, 2015,
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 November 24, 2015.¹

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 Complainant filed a letter requesting that five members of the Judicial Council be
recused. The judges in question determined that their disqualification was not required
under Rule 25, Rules for Judicial-Conduct and Judicial-Disability Proceedings. The
alternative request that the complaint be sent to another circuit for review is also denied.
See Rule 26, Rules for Judicial-Conduct and Judicial-Disability Proceedings (requiring
“exceptional circumstances”).

Pursuant to Rule 19, Rules for Judicial-Conduct and Judicial-Disability Proceedings, it is therefore ORDERED that the October 19, 2015 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: February 12, 2016