

JUDICIAL COUNCIL  
OF THE FIRST CIRCUIT

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IN RE  
COMPLAINT NO. 01-15-90003

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BEFORE  
Lynch, Chief Circuit Judge

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ORDER

ENTERED: MAY 18, 2015

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Complainant, a pro se plaintiff in a civil case, has filed a complaint, under 28 U.S.C. § 351(a), against the district judge who presides over the case. The complainant alleges only that the judge has engaged in "court collusion." The misconduct complaint is baseless.

Complainant fails to supply the requisite statement of facts. "A [misconduct] complaint must contain a concise statement that details the specific facts on which the claim of misconduct . . . is based." Rules for Judicial-Conduct and Judicial-Disability Proceedings (Rules of Judicial-Conduct), Rule 6(b). Asserting only "court collusion" on the complaint form, complainant fails to indicate "what happened, when and where the relevant events happened," or provide any information whatsoever. See id.

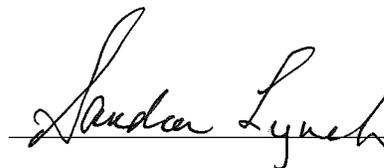
The record of the case indicates that the judge has issued two orders to date - one allowing complainant's motion to proceed *in forma pauperis* and the other ordering complainant to respond to the defendant's motion to dismiss. Neither of these orders provide any indication of improper motive or wrongdoing on the part of the judge.

As the misconduct complaint and record of the case offer no information suggestive of collusion or any other judicial wrongdoing, the misconduct complaint is dismissed as frivolous. See 28 U.S.C. § 352(b)(1)(A)(iii), and Rules for Judicial-Conduct, Rule 11(c)(1)(C). Insofar as the misconduct complaint is based only on complainant's disagreement with one or both of the two orders issued in the case, it is dismissed as not cognizable. See 28 U.S.C. § 352(b)(1)(A)(ii), and Rules for Judicial-Conduct, Rule 11(c)(1)(B).

For the reasons stated, Complaint No. 01-15-90003 is dismissed, pursuant to 28 U.S.C. §§ 352(b)(1)(A)(ii) and 352(b)(1)(A)(iii). See also Rules of Judicial-Conduct, Rules 11(c)(1)(B) and 11(c)(1)(C), respectively.

May 18, 2015

Date

A handwritten signature in cursive script that reads "Sandra Lynch". The signature is written in black ink and is positioned above a horizontal line.

Chief Judge Lynch