

JUDICIAL COUNCIL
OF THE FIRST CIRCUIT

IN RE
COMPLAINT NO. 01-21-90008

BEFORE
Gelpí and Montecalvo, Circuit Judges
Mastroianni, Arias-Marxuach, and McElroy, District Judges

ORDER

ENTERED: FEBRUARY 10, 2023

Petitioner, a pro se litigant, has filed a petition for review of then Chief Judge Howard's (referred to as "Chief Judge") order dismissing petitioner's complaint, under 28 U.S.C. § 351(a), against an appellate judge in the First Circuit. Chief Judge Howard dismissed the misconduct complaint as frivolous and as not cognizable, pursuant to 28 U.S.C. §§ 352(b)(1)(A)(iii) and 352(b)(1)(A)(ii), and Rules for Judicial-Conduct and Judicial-Disability (Rules of Judicial-Conduct), Rules 11(c)(1)(C) and 11(c)(1)(B). A review panel of the Judicial Council of the First Circuit has considered the petition for review and the relevant materials, and has concluded that the petition for review should be denied for the reasons stated in Chief Judge Howard's order of dismissal. See Rules of Judicial-Conduct, Rules 18(a) and 19(b)(1), and First Circuit Local Rule 19(a).

Accordingly, the order of dismissal issued in Judicial Misconduct Complaint No.
01-21-90008 is affirmed.

February 10, 2023

Date



Susan Goldberg, Secretary