

**JUDICIAL COUNCIL OF THE  
TENTH CIRCUIT**

IN RE: COMPLAINT UNDER THE  
JUDICIAL CONDUCT AND  
DISABILITY ACT

Nos. 10-19-90042 through 10-19-90050  
and 10-19-90055

Before **TYMKOVICH**, Chief Judge

**ORDER**

Complainant filed two complaints of judicial misconduct against three circuit judges, six district judges, and one magistrate judge in this circuit. The complaints have been consolidated for decision because they arise out of the same underlying case and factual circumstances. My consideration of these complaints is governed by the rules issued by the Judicial Conference of the United States, entitled Rules for Judicial-Conduct and Judicial-Disability Proceedings (the JCD Rules); the Judicial Conduct and Disability Act, 28 U.S.C. §§ 351-364 (the Act); and relevant prior decisions of the full Judicial Council of this circuit that are consistent with those authorities.

The JCD Rules and this circuit's local misconduct rules are available on the Tenth Circuit's webpage: <http://www.ca10.uscourts.gov/ce/misconduct>. Paper copies are also furnished by the Circuit Executive's Office upon request. In accordance with those rules, the names of the complainant and the subject judges shall not be disclosed in this order. *See* JCD Rule 11(g)(2).

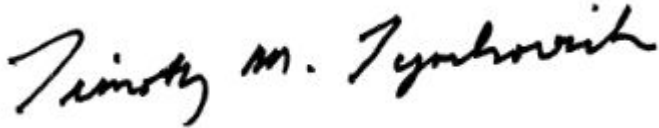
As an initial matter, complainant's allegations against state court judges, attorneys, and other non-judges are not cognizable because those individuals are not covered by the Act. *See* JCD Rule 1 (limiting Act's applicability to those persons holding judicial office as defined in JCD Rule 1(b); namely, federal judges).

Complainant, a pro se litigant, alleges the subject judges engaged in misconduct in connection with—as best I can discern—complainant's unsuccessful attempt to remove five proceedings to federal court. She claims all of the judges acted with bias and prejudice on account of her “religion, Arabic Babi.” She also makes passing mention of discrimination. While such allegations can state valid claims for misconduct, even when they relate to a judge's ruling, *see* Commentary to JCD Rule 4, what complainant offers in support is a four-decade litany of alleged wrongs, including evictions, competency hearings, the termination of Supplemental Security Income, false arrests, and mental health treatment. The JCD Rules, however, require complainants to support their allegations with “sufficient evidence to raise an inference that misconduct has occurred” JCD Rule 11(c)(1)(D). Accordingly, complainant's allegations fail because they are wholly unsupported.

Accordingly, the complaints are dismissed pursuant to JCD Rule 11(c). The Circuit Executive is directed to transmit this order to complainant and copies to the subject judges and the Judicial Conference Committee on Judicial Conduct and Disability. *See* JCD Rule 11(g)(2). To seek review of this order, complainant must file a petition for review by the Judicial Council. The requirements for filing a petition for review are set out in JCD Rule 18(b). *See also* Commentary to JCD Rule 7 (noting that

“‘circuit clerk,’ as . . . used throughout these Rules, applies to circuit executives”). The petition must be filed with the Office of the Circuit Executive within 42 days after the date of the order. JCD Rule 18(b).

So ordered this 26th day of May, 2020.

A handwritten signature in black ink that reads "Timothy M. Tymkovich". The signature is written in a cursive, flowing style.

Honorable Timothy M. Tymkovich  
Chief Circuit Judge