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(as of 1sep10)

Federal Judges' Systematic Dismissal Without Investigation of 99.82% of Complaints¹ Filed Against Them in the 13 Circuits and 2 National Courts² During the 1oct96-30sep08 12-Year Period¹⁸

based on Table S-22 [previously S-23 & S-24] Report of Complaints Filed and Action Taken Under
 28 U.S.C. §§351-364³ of the Administrative Office of the U.S. Courts⁴; and
 comparing the categories and treatment applied to the complaints filed from **1oct96-30sep07** and
1oct07-10may08 with those from **11may-30sep08** (8,794+672=9,466) after the entry in effect of
 the amended Rules for Judicial Conduct and Disability Proceedings⁵ adopted by the Judicial Conference on March 11, 2008

| | Complaints Pending* ⁶ | on 30sep07 | 30sep97-07 | n/11 average | Complaints Pending [Cf. row 75 Left.] | on 30sep08 |
|-----|---|--------------------|--------------------|-------------------|--|-------------------|
| 1. | | 333 | 333 | 230 | | 465 |
| 2. | Entries in 1oct07-10may08 Report | 1oct07- 10may08 | 1oct96- 10may08 | n/11.6 average | Entries in 11may-30sep08 Report | 11may- 30sep08 |
| 3. | Complaints Filed | 491 | 8794 | 758 | Complaints Filed | 672 |
| 4. | Complaint Type: Written by Complainant | 491 | 8701 | 750 | Complaint Type: Written by Complainant | 670 |
| 5. | On Order of Chief Judges | 0 | 93 | 8 | On Order of Chief Judges | 2 |
| 6. | | | | | Complainants⁷: <i>Prison Inmates</i> | 354 |
| 7. | | | | | <i>Litigants</i> | 303 |
| 8. | | | | | <i>Attorneys</i> | 7 |
| 9. | | | | | <i>Public Officials</i> | 0 |
| 10. | | | | | <i>Other</i> | 13 |
| 11. | Officials Complained About** | | | | Judges Complained About | |
| 12. | Judges | | | | Circuit Judges | 165 |
| 13. | Circuit | 112 | 2995 | 258 | District Judges | 382 |
| 14. | District | 344 | 6841 | 589 | Court of International Trade Judges | 0 |
| 15. | National Court | 0 | 19 | 1.6 | Courts of Federal Claims Judges | 2 |
| 16. | Bankruptcy Judges | 24 | 406 | 35 | Bankruptcy Judges | 16 |
| 17. | Magistrate Judges | 105 | 2014 | 174 | Magistrate Judges | 107 |
| 18. | Nature of Allegations** | | | | Nature of Allegations^a:⁸ | |
| 19. | Mental Disability | 16 | 408 | 35 | <i>Disability</i> | 30 |
| 20. | Physical Disability | 4 | 66 | 5.7 | | |
| 21. | Demeanor | 5 | 262 | 23 | <i>Hostility Toward Litigant or Attorney</i> | 69 |
| 22. | Abuse of Judicial Power | 242 | 3176 | 274 | | |

| 2. | Entries in 1oct07-10may08 Report | 1oct07-10may08 | 1oct96-10may08 | n/11.6 average | Entries in 11may-30sep08 Report | 11may-30sep08 |
|-----|--|----------------|----------------|----------------|---|---------------|
| 23. | Prejudice/Bias | 232 | 3734 | 322 | <i>Racial, Religious, or Ethnic Bias</i> | 93 |
| 24. | | | | | <i>Personal Bias Against Litigant or Attorney</i> | 116 |
| 25. | Conflict of Interest | 25 | 577 | 50 | Conflict of Interest (<i>Including Refusal to Recuse</i>) | 46 |
| 26. | Bribery/Corruption | 51 | 894 | 77 | <i>Acceptance of Bribe</i> | 21 |
| 27. | Undue Decisional Delay | 45 | 779 | 67 | <i>Delayed Decision</i> | 104 |
| 28. | Incompetence/Neglect | 46 | 740 | 64 | <i>Erroneous Decision</i> | 338 |
| 29. | | | | | <i>Failure to Give Reasons for Decision</i> | 18 |
| 30. | Other | 225 | 2486 | 214 | <i>Other Misconduct</i> | 262 |
| 31. | | | | | <i>Improper Discussion with Party or Counsel</i> | 29 |
| 32. | | | | | <i>Failure to Meet Financial Disclosure Requirements</i> | 0 |
| 33. | | | | | <i>Improper Outside Income</i> | 0 |
| 34. | | | | | <i>Partisan Political Activity or Statement</i> | 3 |
| 35. | | | | | <i>Effort to Obtain Favor for Friend or Relative</i> | 0 |
| 36. | | | | | <i>Solicitation of Funds for Organization</i> | 1 |
| 37. | | | | | <i>Violation of Other Standards</i> | 55 |
| 38. | | | | | Actions Regarding the Complaints [cf. row 52 Left] | |
| 39. | Complaints Concluded | 552 | 8529 | 735 | <i>Concluded by Complainant of Subject Judge</i> | 4 |
| 40. | | | | | <i>Complaint Withdrawn With Consent of Chief Judge</i> | 4 |
| 41. | | | | | <i>Withdrawal of Petition for Review</i> | 0 |
| 42. | Action By Chief Judges | | | | Actions by Chief Judge | |
| 43. | | | | | <i>Matters Returned from Judicial Council</i> | 0 |
| 44. | Complaint Dismissed | | | | <i>Complaint Dismissed in Whole or in Part</i> | 199 |
| 45. | Not in Conformity With Statute | 13 | 311 | 27 | <i>Not Misconduct or Disability</i> | 23 |
| 46. | Directly Related to Decision or Procedural Ruling | 236 | 3476 | 300 | <i>Merits Related</i> | 167 |
| 47. | Frivolous | 23 | 879 | 76 | Frivolous | 39 |
| 48. | <i>Lacked Factual Foundation⁷</i> | 4 | | | <i>Allegations Lack Sufficient Evidence</i> | 56 |
| 49. | | | | | <i>Allegations Incapable of Being Established</i> | 0 |
| 50. | Appropriate Action Already Taken | 3 | 40 | 3.4 | [Cf. rows 56-58 Right.] | |
| 51. | Action No Longer Needed Due to of Intervening Events | 4 | 70 | 6 | | |
| 52. | Complaint Withdrawn | 5 | 60 | 5 | | |
| 53. | Subtotal | 288 | 4840 | 417 | <i>Filed in the Wrong Circuit</i> | 6 |

| 2. | Entries in 1oct07-10may08 Report | 1oct07-10may08 | 1oct96-10may08 | n/11.6 average | Entries in 11may-30sep08 Report | 11may-30sep08 |
|-----|---|-------------------|----------------|----------------|--|-------------------|
| 54. | | | | | <i>Otherwise Not Appropriate</i> | 4 |
| 55. | | | | | <i>Complaint Concluded in Whole or on Part</i> | 3 |
| 56. | | | | | <i>Informal Resolution Before Complaint Filed</i> | 2 |
| 57. | | | | | <i>Voluntary Corrective Action Taken</i> | 0 |
| 58. | | | | | <i>Intervening Events</i> | 1 |
| 59. | | | | | <i>Complaint Referred to Special Committee</i> | 2 |
| 60. | | | | | Actions by Special Committees | |
| 61. | | | | | <i>Matter Returned From Judicial Council</i> | 0 |
| 62. | | | | | <i>New Matter Referred to Chief Judge</i> | 0 |
| 63. | Action by Judicial Councils | | | | Judicial Council Proceedings | |
| 64. | Directed Chief District Judge to Take Action (Magistrate Judges only) | 0 | 1 | .09 | <i>Matter Returned from Judicial Conference</i> | 0 |
| 65. | Certified Disability | 0 | 0 | 0 | <i>Complaint Transferred to/from Another Circuit</i> | 0 |
| 66. | Requested Voluntary Retirement | 0 | 0 | 0 | <i>Special Committee Reports Submitted to Judicial Council</i> | 0 |
| 67. | Ordered Temporary Suspension of Case Assignment | 0 | 1 | .09 | <i>Received Petition for Review</i> | 22 |
| 68. | Privately Censured | 0 | 1 | .09 | <i>Action on Petition for Review Petition Denied</i> | 77 |
| 69. | Publicly Censured | 1 | 6 | .05 | <i>Matter Returned to Chief Judge</i> | 0 |
| 70. | Ordered Other Appropriate Action | 0 | 3 | 0.26 | <i>Matter Returned to Chief Judge for Appointment of Special Committee</i> | 0 |
| 71. | Dismissed the Complaint | 263 | 3670 | 316 | <i>Other</i> | 0 |
| 72. | Withdrawn | 0 | 7 | 0.6 | <i>Received Special Committee Report</i> | 0 ⁹ |
| 73. | Referred Complaint to Judicial Conference | 0 | 0 | 0 | | |
| 74. | Subtotal | 264 | 3689 | 318 | | |
| 75. | Complaints Pending on September 30, 2008 | 272 ¹⁰ | | | Complaints Pending on September 30, 2008¹¹ | 465 ¹² |
| 76. | Complaints Pending on September 30, 1997-2008 | | 2988 | 249 | | |
| 77. | Special Investigating Committee Appointed | 2 | 14 | 1.2 | <i>Complaint Referred to Special Committee¹³</i> | 2 ¹⁴ |
| 78. | | | | | Action on Special Committee Report | 0 ¹⁵ |
| 79. | | | | | <i>Complaint Dismissed</i> | 16 |
| 80. | | | | | <i>Not Misconduct or Disability</i> | 0 |
| 81. | | | | | <i>Merits Related</i> | 0 |
| 82. | | | | | <i>Allegations Lack Sufficient Evidence</i> | 0 |
| 83. | | | | | <i>Otherwise not Appropriate</i> | 0 |

| 2. | Entries in 1oct07-10may08 Report | 1oct07-10may08 | 1oct96-10may08 | n/11.6 average | Entries in 11may-30sep08 Report | 11may-30sep08 |
|-----|---|----------------|----------------|----------------|---|---------------|
| 84. | | | | | <i>Corrective Action Taken or Intervening Events</i> | 0 |
| 85. | | | | | <i>Referred Complaint to Judicial Conference</i> | 0 |
| 86. | | | | | <i>Remedial Action Taken</i> | 0 |
| 87. | | | | | <i>Censure or Reprimand</i> | 0 |
| 88. | | | | | <i>Suspension of Assignments</i> | 0 |
| 89. | | | | | Action Against Magistrate Judge | 0 |
| 90. | | | | | <i>Removal of Bankruptc Judge</i> | 0 |
| 91. | | | | | <i>Requesting of Voluntary Retirement</i> | 0 |
| 92. | | | | | <i>Certifying Disability of Circuit or District Judge</i> | 0 |
| 93. | | | | | <i>Additional Investigation Warranted</i> | 0 |
| 94. | | | | | <i>Returned to Special Committee</i> | 0 |
| 95. | | | | | <i>Retained by Judicial Council</i> | 0 |
| 96. | | | | | Action by Chief Justice | |
| 97. | | | | | <i>Transferred to Judicial Council</i> | 1 |
| 98. | | | | | <i>Received From Judicial Council</i> | 1 |

[Notes of the Administrative Office: * and ** in the 1oct07-10may08 report; ^a in the one for 11may-30sep08; ‡in both.

*Revised. **Each complaint may involve multiple allegations against numerous judicial officers. Nature of allegations is counted when a complaint is concluded.

^a Each complaint may involve multiple allegations. Nature of allegations is counted when a complaint is concluded.

‡ Note: Excludes complaints not accepted by the circuits because they duplicated previous filings or were otherwise invalid filings.¹⁷

¹ The figure of 99.82% of complaints dismissed without investigation has been calculated based on the official statistics referred to in endnote 4 infra: 16 special investigative committees appointed relative to 9,008 complaints concluded in 1oct96-30sep08: (14 + 2, row77) of ((8,529 complaints concluded in 1oct96-10may08, r39Left, + 272 assumed pending on 10may8, r75L (see endnote 9), + 672 filed in 11may-30sep08, r1R) - 465 pending on 30sep08, r75R). To the 9,008 complaints concluded must be added the unpublished number of all those concluded ab initio in defiance of the Act –endnote5- and thus arbitrarily, that according to the official note -endnote 17 and the corresponding text- were “not accepted by the circuits because they duplicated previous filings or were otherwise invalid filings”.

Therefore, however much refinement can be brought to bear on the calculation of the number of complaints dismissed without any investigation, for example, by eliminating the number of complaints withdrawn by complainants -5 in 1oct07-10may08, r52L, and 4 in 11may-sep08, r39R-, the figure of 99.82% of complaints so dismissed by the “circuits” -13 of them and most likely also the two national courts subject to the judicial misconduct act, see endnote 3- could only be higher.

² The 13 circuits comprise the 11 numbered circuits, the U.S. Circuit for the District of Columbia, and the Federal Circuit. The two national

courts are the U.S. Court of Federal Claims and the U.S. Court of International Trade.

³ Judicial Conduct and Disability Act of 1980; http://Judicial-Discipline-Reform.org/docs/28usc351_Conduct_complaints.pdf.

⁴ [Http://www.uscourts.gov/judbususc/judbus.html](http://www.uscourts.gov/judbususc/judbus.html); collected at http://Judicial-Discipline-Reform.org/statistics&tables/judicial_misconduct.pdf

⁵ Rules for Processing Judicial Conduct and Disability Proceedings, http://www.uscourts.gov/library/judicialmisconduct/jud_conduct_and_disability_308_app_B_rev.pdf; with useful bookmarks at http://Judicial-Discipline-Reform.org/docs/Rules_complaints.pdf

⁶ Bold emphasis added to headings.

⁷ Text in italics appears for the first time in the 1oct07-10may08 or 11may-30sep08 reports.

⁸ Some entries under this heading have been moved for ease of comparison with entries on the left.

⁹ Although under 28 U.S.C. §353(c), a special committee “shall expeditiously file a comprehensive written report...with the judicial council”, none did; r77,72R

¹⁰ So in the original. Most likely it means that there were pending 272 complaints on May 10, 2008, and 465 the following September 30, which is how the 2008 Annual Report of the Director of the Administrative Office of the U.S. Courts refers to these figures; <http://www.uscourts.gov/judbus2008/JudicialBusinesspdfversion.pdf> >36.

¹¹ Entry from r1R repeated for ease of comparison with the one on the left.

¹² See endnote 10 supra.

¹³ Entry moved or repeated for ease of comparison with the one on the left.

¹⁴ See endnote 9 supra.

¹⁵ So in original. Most likely there should be no value next to the heading and the zero should qualify the “Complaint Dismissed” entry.

¹⁶ Id.

¹⁷ Neither the clerk of circuit court, nor the chief judge, nor the “circuits” are authorized to refuse filing a complaint or hold a filing “invalid” a priori. Under 28 U.S.C. §351(a), “any person...may file with the clerk of the court...a written complaint containing a brief statement of the facts constituting such [mis]conduct”.

Moreover, §351(c) provides that “[u]pon receipt of a complaint filed under subsection (a), the clerk **shall promptly** transmit the complaint to the chief judge of the circuit...The clerk **shall** simultaneously transmit a copy of the complaint to the judge whose conduct is the subject of the complaint.” Similarly, under §352(a), “The chief judge **shall expeditiously** review any complaint...In determining what action to take, the chief judge may conduct a limited inquiry...”. The “circuits” as such are given no role under the Act. Their judicial councils are entitled under §352(c) et seq. only to adjudicate petitions for review of a final order of the chief judge; they have no role in the filing of complaints.

In addition, Rule 8(c) –endnote 5 supra- only authorizes the clerk not to accept “a complaint about a person not holding a [covered judicial] office”. Neither the Act nor the Rules allow him to determine that a complaint is both a “duplicate” and as such unfileable because

http://Judicial-Discipline-Reform.org/statistics&tables/judicial_misconduct_complaints.pdf

it contains no new element of fact or law. Is the clerk supposed to read every new complaint and compare it with all others filed that month, that year, or ever to ensure that it is not a duplicate? Does he defeat the promptness requirement and the purpose of Rule 6(e) by opening the “unmarked envelope” and, if he sees the name of a judge that is the subject of another complaint, assume that the complaint is the same in every respect and thus, a duplicate? (Emphasis added.)

¹⁸ The statistics for 1oct8-30sep9 FY09 have since become available; <http://www.uscourts.gov/Statistics/JudicialBusiness/JudicialBusiness2009.aspx> > Table S-22A Report of Action Taken on Complaints Filed Before May 11, 2008 and Table S-22B Report of Action Taken on Complaints Filed on or After May 11, 2008; infra, Cg:44-47

These statistics do not show any change whatsoever in the way judges use those complaints to monitor or control the conduct or disability of their complained-against peers.

- a) There were 1,543 complaints filed under the new rules for processing such complaints, <http://www.uscourts.gov/RulesAndPolicies/ConductAndDisability/JudicialConductDisability.aspx> and http://Judicial-Discipline-Reform.org/docs/Rules_complaints.pdf. The chief circuit judges, with whom complaints are filed and who process them initially under 28 U.S.C. §§351-352, http://Judicial-Discipline-Reform.org/docs/28usc351_Conduct_complaints.pdf, dismissed 1,164.
- b) Of the 479 petitions to judicial councils for review of such dismissals, id. §354, 465 were denied, and not a single one was referred back to the chief circuit judge for any action. This made a decision by a chief judge, who presides over his or her respective council, final in effect and an appeal to a council pointless.
- c) Such dismissals and denials were made without any investigation, for only 6 investigative committees were appointed and only 1 report was filed.
- d) What is more, not a single judge was censured, or reprimanded, or removed, or suspended from assignment of cases, or requested to retire, or certified disable, and no additional investigation was deemed warranted.
- e) Consequently, filing a complaint under the Act against a judge is an exercise in futility for the complainant and an opportunity for judges to show undisguised “guild favoritism” toward their friends and colleagues:

[A] system that relies for investigation solely upon judges themselves risks a kind of undue “guild favoritism” through inappropriate sympathy with the judge’s point of view or de-emphasis of the misconduct problem. Breyer Report. p.1; <http://www.uscourts.gov/RulesAndPolicies/ConductAndDisability/JudicialConductDisability.aspx> >Implementation of the Judicial Conduct and Disability Act of 1980: A Report to the Chief Justice; and http://Judicial-Discipline-Reform.org/judicial_complaints/Breyer_Report.pdf

- f) This show that the adoption of the new Rules for processing misconduct complaints introduced no change whatsoever in the way judges exempt themselves from all accountability and discipline; http://Judicial-Discipline-Reform.org/judicial_complaints/new_rules_no_change.pdfThey left intact the problem of judges judging judges that the Breyer Report had recognized:
- g) Thus guaranteed a cover-up regardless of the nature and gravity of the alleged misconduct or disability, judges feel free to abuse their enormous power over people’s property, liberty, and even lives however they want and to dispense with due process whenever it suits them; http://Judicial-Discipline-Reform.org/Follow_money/why_j_violate_due_pro.pdf.

6 Dr. Richard Cordero, Esq.; Federal Judges’ Systematic Dismissal of Complaints Against Them, based on the statistics of the Administrative Office of the U.S. Courts

Judges' Systematic Dismissal Without Investigation of 99.82% of Complaints Against Them

Table S-22 [previously S-23 & S-24]. Report of Complaints Filed and Action Taken Under 28 U.S.C. §351 for the 12-mth. Period Ended 30sep97-07 & 10may08.
<http://www.uscourts.gov/judbususc/judbus.html>; collected at http://Judicial-Discipline-Reform.org/statistics&tables/judicial_misconduct.pdf¹

| Complaints filed in the 13 Cir. and 2 Nat. Courts | '96-97 | '97-98 | '98-99 | '99-00 | '00-01 | '01-02 | '02-03 | '03-04 | '04-05 | '05-06 | '06-07 | '07-5/8 | '96-5/8 | n/11.6 |
|---|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|---------|---------|--------|
| Complaints Pending on each Sep. 30 of 1996-2008* | 109 | 214 | 228 | 181 | 150 | 262 | 141 | 249 | 212 | 210 | 241 | 333 | 2530 | 218 |
| Complaints Filed | 679 | 1,051 | 781 | 696 | 766 | 657 | 835 | 712 | 642 | 643 | 841 | 491 | 8794 | 758 |
| Complaint Type | | | | | | | | | | | | | | |
| Written by Complainant | 678 | 1,049 | 781 | 695 | 766 | 656 | 835 | 712 | 642 | 555 | 841 | 491 | 8701 | 750 |
| On Order of Chief Judges | 1 | 2 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 88 | 0 | 0 | 93 | 8 |
| Officials Complained About** | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | |
| Circuit | 461 | 443 | 174 | 191 | 273 | 353 | 204 | 240 | 177 | 141 | 226 | 112 | 2995 | 258 |
| District | 497 | 758 | 598 | 522 | 563 | 548 | 719 | 539 | 456 | 505 | 792 | 344 | 6841 | 589 |
| National Courts | 0 | 1 | 1 | 1 | 3 | 5 | 1 | 0 | 0 | 3 | 4 | 0 | 19 | 1.6 |
| Bankruptcy Judges | 31 | 28 | 30 | 26 | 34 | 57 | 38 | 28 | 31 | 33 | 46 | 24 | 406 | 35 |
| Magistrate Judges | 138 | 215 | 229 | 135 | 143 | 152 | 257 | 149 | 135 | 159 | 197 | 105 | 2014 | 174 |
| Nature of Allegations** | | | | | | | | | | | | | | |
| Mental Disability | 11 | 92 | 69 | 26 | 29 | 33 | 26 | 34 | 22 | 30 | 20 | 16 | 408 | 35 |
| Physical Disability | 4 | 7 | 6 | 12 | 1 | 6 | 7 | 6 | 9 | 3 | 1 | 4 | 66 | 5.7 |
| Demeanor | 11 | 19 | 34 | 13 | 31 | 17 | 21 | 34 | 20 | 35 | 22 | 5 | 262 | 23 |
| Abuse of Judicial Power | 179 | 511 | 254 | 272 | 200 | 327 | 239 | 251 | 206 | 234 | 261 | 242 | 3176 | 274 |
| Prejudice/Bias | 193 | 647 | 360 | 257 | 266 | 314 | 263 | 334 | 275 | 295 | 298 | 232 | 3734 | 322 |
| Conflict of Interest | 12 | 141 | 29 | 48 | 38 | 46 | 33 | 67 | 49 | 43 | 46 | 25 | 577 | 50 |
| Bribery/Corruption | 28 | 166 | 104 | 83 | 61 | 63 | 87 | 93 | 51 | 40 | 67 | 51 | 894 | 77 |
| Undue Decisional Delay | 44 | 50 | 80 | 75 | 60 | 75 | 81 | 70 | 65 | 53 | 81 | 45 | 779 | 67 |
| Incompetence/Neglect | 30 | 99 | 108 | 61 | 50 | 45 | 47 | 106 | 52 | 37 | 59 | 46 | 740 | 64 |
| Other | 161 | 193 | 288 | 188 | 186 | 129 | 131 | 224 | 260 | 200 | 301 | 225 | 2486 | 214 |
| Complaints Concluded | 482 | 1,002 | 826 | 715 | 668 | 780 | 682 | 784 | 667 | 619 | 752 | 552 | 8529 | 735 |
| Action By Chief Judges | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 29 | 43 | 27 | 29 | 13 | 27 | 39 | 27 | 21 | 25 | 18 | 13 | 311 | 27 |
| Directly Related to Decision or Procedural Ruling | 215 | 532 | 300 | 264 | 235 | 249 | 230 | 295 | 319 | 283 | 318 | 236 | 3476 | 300 |
| Frivolous | 19 | 159 | 66 | 50 | 103 | 110 | 77 | 112 | 41 | 63 | 56 | 23 | 879 | 76 |
| Appropriate Action Already Taken | 2 | 2 | 1 | 6 | 4 | 3 | 3 | 3 | 5 | 5 | 3 | 3 | 40 | 3.4 |
| Action No Longer Needed Due to Intervening Events | 0 | 1 | 10 | 7 | 5 | 6 | 8 | 9 | 8 | 6 | 6 | 4 | 70 | 6 |
| Complaint Withdrawn | 5 | 5 | 2 | 3 | 3 | 8 | 8 | 3 | 6 | 9 | 3 | 5 | 60 | 5 |
| Subtotal | 270 | 742 | 406 | 359 | 363 | 403 | 365 | 449 | 400 | 391 | 404 | 288 | 4840 | 417 |
| Action by Judicial Councils | | | | | | | | | | | | | | |
| Directed Chief Dis. J. to Take Action (Magistrates only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | .09 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension of Case Assignments | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | .09 |
| Privately Censured | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | .09 |
| Publicly Censured | 0 | 1 | 0 | 2 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 1 | 6 | 0.5 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 2 | 0 | 3 | 0.26 |
| Dismissed the Complaint | 212 | 258 | 416 | 354 | 303 | 375 | 316 | 335 | 267 | 227 | 344 | 263 | 3670 | 316 |
| Withdrawn | n/a | n/a | 4 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 7 | 0.6 |
| Referred Complaint to Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 212 | 260 | 420 | 356 | 305 | 377 | 317 | 335 | 267 | 228 | 348 | 264 | 3689 | 318 |
| Special Investigating Committees Appointed | n/a | n/a | n/a | n/a | n/a | n/a | n/a | n/a | n/a | 7 | 5 | 2 | 14 | 1.2 |
| Complaints Pending on each September 30 of 1997-08 | 306 | 263 | 183 | 162 | 248 | 139 | 294 | 177 | 187 | 234 | 330 | 272 | 2795 | 241 |

*Revised. **Each complaint may involve multiple allegations against numerous judicial officers. Nature of allegations is counted when a complaint is concluded.

¹With statistics from 11may-30sep08; cf. http://Judicial-Discipline-Reform.org/JNinfo/25Committee/2DrCordero-petition_25feb9.pdf

2nd Circuit Judicial Council & J. Sotomayor's Denial of 100% of Petitions for Review of Systematically Dismissed Misconduct Complaints Against Their Peers & 0 Judge Disciplined in the Reported 12 Years¹

Table S-22 [previously S-23 & S-24]. Report of Complaints Filed and Action Taken Under 28 U.S.C. §351 for the 12-mth. Period Ended 30sep97-07 & 10may08
<http://www.uscourts.gov/judbususc/judbus.html>; collected at http://Judicial-Discipline-Reform.org/statistics&tables/judicial_misconduct.pdf

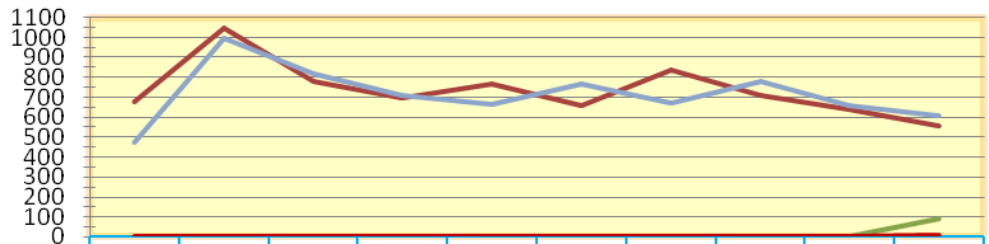
| Data of Judicial Council 2nd Cir. for AO; 28 U.S.C. §332(g) | 96-97 | 97-98 | 98-99 | 99-00 | 00-01 | 01-02 | 02-03 | 03-04 | 04-05 | 05-06 | 06-07 | 07-5/8 | 96-5/8 | Avg. |
|---|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--------|--------|------|
| Complaints Pending on each September 30 of 1996-2008* | 5 | 10 | 23 | 65 | 33 | 60 | 29 | 34 | 57 | 31 | 28 | 13 | 388 | 32 |
| Complaints Filed | 40 | 73 | 99 | 59 | 102 | 62 | 69 | 23 | 36 | 14 | 22 | 4 | 603 | 50 |
| Complaint Type | | | | | | | | | | | | | | |
| Written by Complainant | 40 | 73 | 99 | 59 | 102 | 62 | 69 | 23 | 36 | 0 | 22 | 4 | 589 | 49 |
| On Order of Chief Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 14 | 0 | 0 | 14 | 1.8 |
| Officials Complained About** | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | |
| Circuit | 3 | 14 | 23 | 9 | 31 | 10 | 8 | 4 | 7 | 0 | 6 | 1 | 116 | 9.7 |
| District | 27 | 56 | 63 | 41 | 52 | 41 | 49 | 15 | 23 | 10 | 12 | 3 | 392 | 33 |
| National Courts | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Bankruptcy Judges | 2 | 1 | 2 | 2 | 2 | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 12 | 1 |
| Magistrate Judges | 8 | 8 | 11 | 7 | 17 | 10 | 11 | 3 | 6 | 4 | 4 | 0 | 89 | 7.5 |
| Nature of Allegations** | | | | | | | | | | | | | | |
| Mental Disability | 1 | 9 | 26 | 2 | 5 | 4 | 6 | 3 | 3 | 1 | 1 | 1 | 62 | 5.2 |
| Physical Disability | 0 | 1 | 2 | 1 | 0 | 0 | 1 | 2 | 0 | 0 | 0 | 1 | 8 | .7 |
| Demeanor | 2 | 2 | 2 | 3 | 14 | 3 | 4 | 6 | 0 | 0 | 0 | 0 | 36 | 3 |
| Abuse of Judicial Power | 25 | 30 | 7 | 29 | 28 | 57 | 20 | 6 | 3 | 0 | 1 | 1 | 207 | 17 |
| Prejudice/Bias | 32 | 36 | 34 | 28 | 24 | 40 | 20 | 35 | 43 | 28 | 30 | 5 | 355 | 30 |
| Conflict of Interest | 0 | 0 | 5 | 11 | 10 | 18 | 3 | 4 | 5 | 1 | 1 | 0 | 58 | 4.8 |
| Bribery/Corruption | 0 | 0 | 10 | 21 | 2 | 15 | 4 | 5 | 2 | 2 | 1 | 1 | 63 | 5.2 |
| Undue Decisional Delay | 0 | 4 | 0 | 11 | 6 | 15 | 9 | 5 | 8 | 2 | 3 | 3 | 66 | 5.5 |
| Incompetence/Neglect | 4 | 1 | 3 | 1 | 5 | 2 | 3 | 3 | 4 | 0 | 3 | 2 | 31 | 2.6 |
| Other | 0 | 11 | 3 | 5 | 0 | 0 | 4 | 33 | 80 | 38 | 47 | 14 | 235 | 20 |
| Complaints Concluded | 33 | 56 | 57 | 80 | 75 | 93 | 42 | 51 | 91 | 45 | 50 | 17 | 690 | 57 |
| Action By Chief Judges | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 3 | 4 | 0 | 0 | 4 | 1 | 1 | 6 | 5 | 8 | 1 | 2 | 35 | 2.9 |
| Directly Related to Decision or Procedural Ruling | 12 | 19 | 19 | 29 | 17 | 23 | 14 | 18 | 46 | 15 | 10 | 9 | 231 | 19 |
| Frivolous | 0 | 1 | 19 | 0 | 13 | 9 | 7 | 3 | 1 | 3 | 2 | 1 | 59 | 4.9 |
| Appropriate Action Already Taken | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 2 | 0.2 |
| Action No Longer Needed Due to of Intervening Events | 0 | 0 | 3 | 1 | 0 | 2 | 0 | 0 | 0 | 1 | 0 | 0 | 7 | 0.6 |
| Complaint Withdrawn | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 1 | 2 | 0 | 0 | 0 | 5 | 0.4 |
| Subtotal | 15 | 24 | 41 | 30 | 34 | 37 | 22 | 29 | 54 | 28 | 13 | 12 | 339 | 28 |
| Action by Judicial Councils | | | | | | | | | | | | | | |
| Directed Chief Dis. J. to Take Action (Magistrates only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 18 | 32 | 16 | 50 | 40 | 56 | 20 | 22 | 37 | 17 | 37 | 6 | 351 | 29 |
| Withdrawn | n/a | n/a | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | .08 |
| Referred Complaint to Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | n/a | 0 | 0 | n/a | 0 | 0 | 0 | 0 |
| Subtotal | 18 | 32 | 16 | 50 | 41 | 56 | 20 | 22 | 37 | 17 | 37 | 6 | 352 | 29 |
| Special Investigating Committees Appointed | n/a | n/a | n/a | n/a | n/a | n/a | n/a | n/a | n/a | 1 | 1 | 0 | 2 | .17 |
| Complaints Pending on each 30sep of 1997-2008 | 12 | 27 | 65 | 44 | 60 | 29 | 56 | 6 | 2 | 0 | 0 | 0 | 301 | 25 |

*Revised. **Each complaint may involve multiple allegations against numerous judicial officers. Nature of allegations is counted when a complaint is concluded.

¹ Cf.: http://Judicial-Discipline-Reform.org/SCT_nominee/Senate/26evidence/1DrCordero-Senate.pdf

Number of Complaints Filed by Complainants and Systematically Dismissed by Chief Judges and Judicial Councils Between '97 and '06

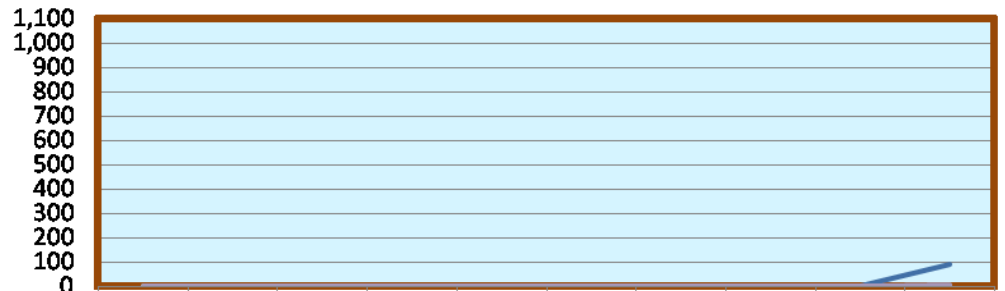
Number of complaints:



| | 97 | 98 | 99 | 00 | 01 | 02 | 03 | 04 | 05 | 06 |
|---|-----|-------|-----|-----|-----|-----|-----|-----|-----|-----|
| — filed by complainants | 678 | 1,049 | 781 | 695 | 766 | 656 | 835 | 712 | 642 | 555 |
| — filed by chief judges | 1 | 2 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 88 |
| — dismissed by chief judges & judicial councils | 477 | 995 | 820 | 710 | 663 | 770 | 673 | 781 | 661 | 609 |
| — referred to Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| — special investigating committees appointed[†] | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 7 |

Judicial Councils' Action Against Complained-about Judges From 1997-2006

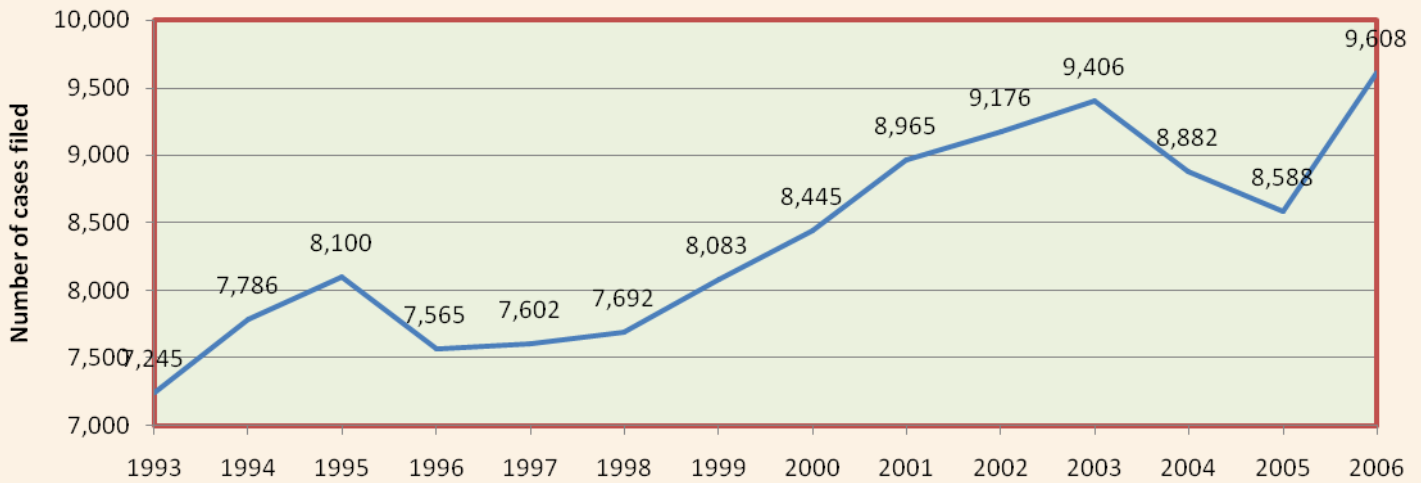
Number of complaints



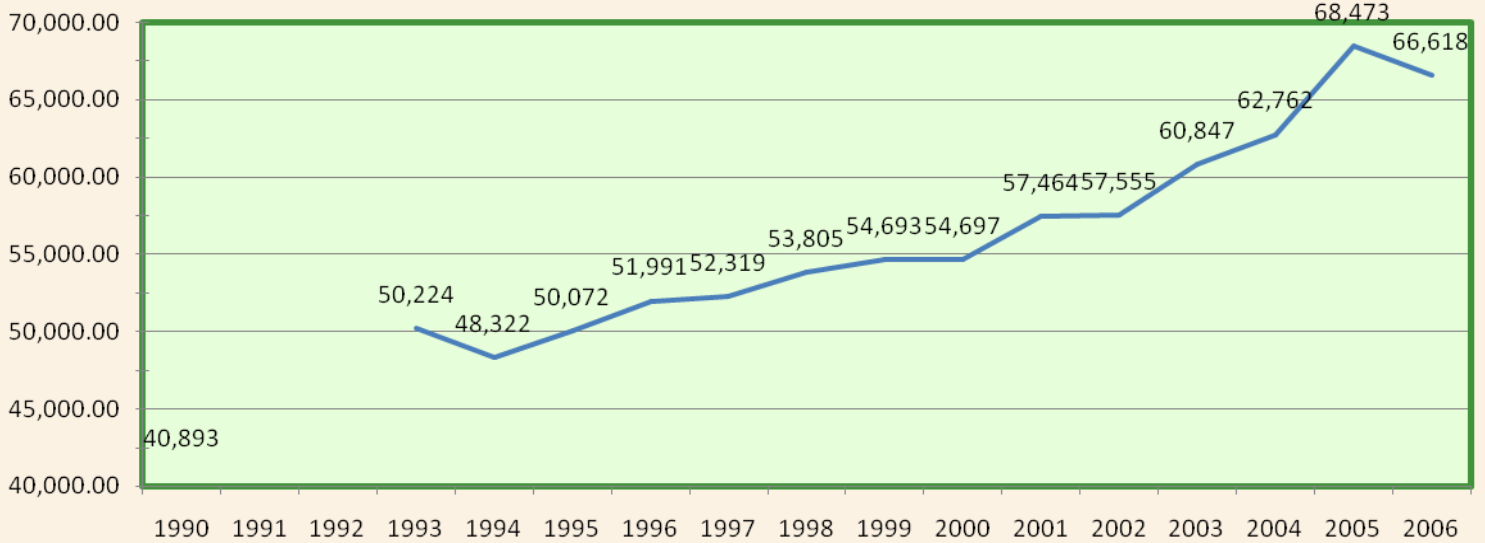
| | 97 | 98 | 99 | 00 | 01 | 02 | 03 | 04 | 05 | 06 |
|---|----|----|----|----|----|----|----|----|----|----|
| — filed by chief judges | 1 | 2 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 88 |
| — directed chief district judge to take action (magistrate judges only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| — certified disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| — requested voluntary retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| — ordered temporary suspension of case assignment | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| — privately censured | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 |
| — publicly censured | 0 | 1 | 0 | 2 | 0 | 2 | 0 | 0 | 0 | 0 |
| — ordered other appropriate action | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| — referred complaint to Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| — special investigating committees appointed[†] | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 7 |

Source: Tables of the Adm. Off. of the U.S. Courts; collected in http://Judicial-Discipline-Reform.org/judicial_complaints/DrCordero_revised_rules.pdf

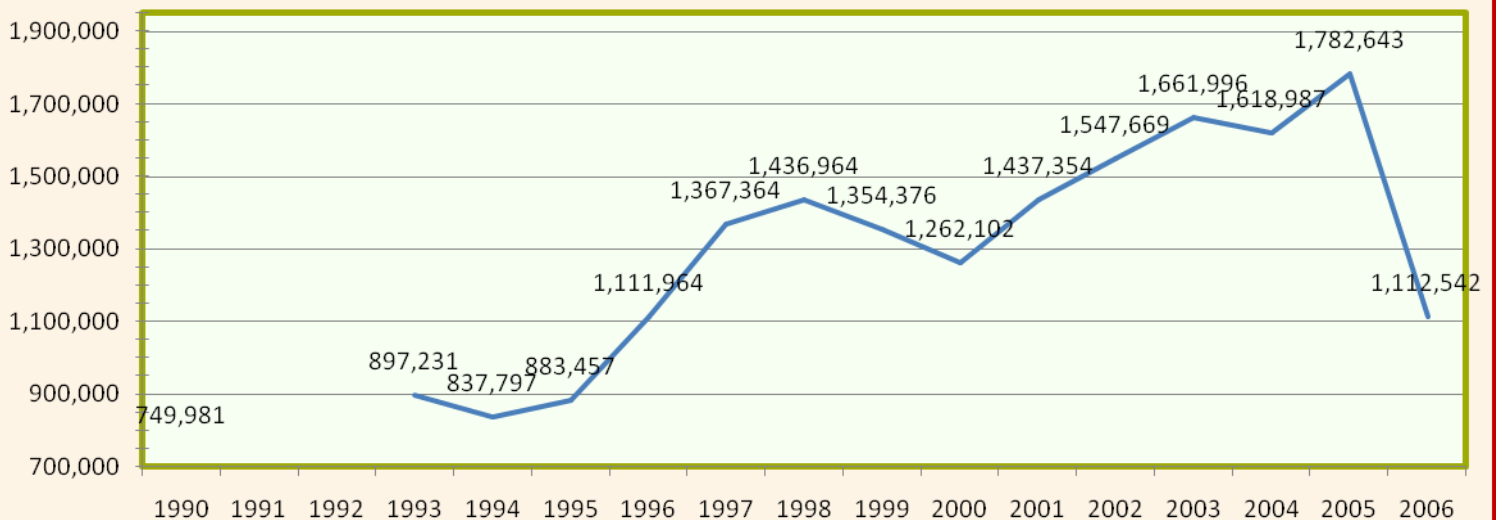
Cases Filed in the Supreme Court Between 93-06 showing a 33% increase



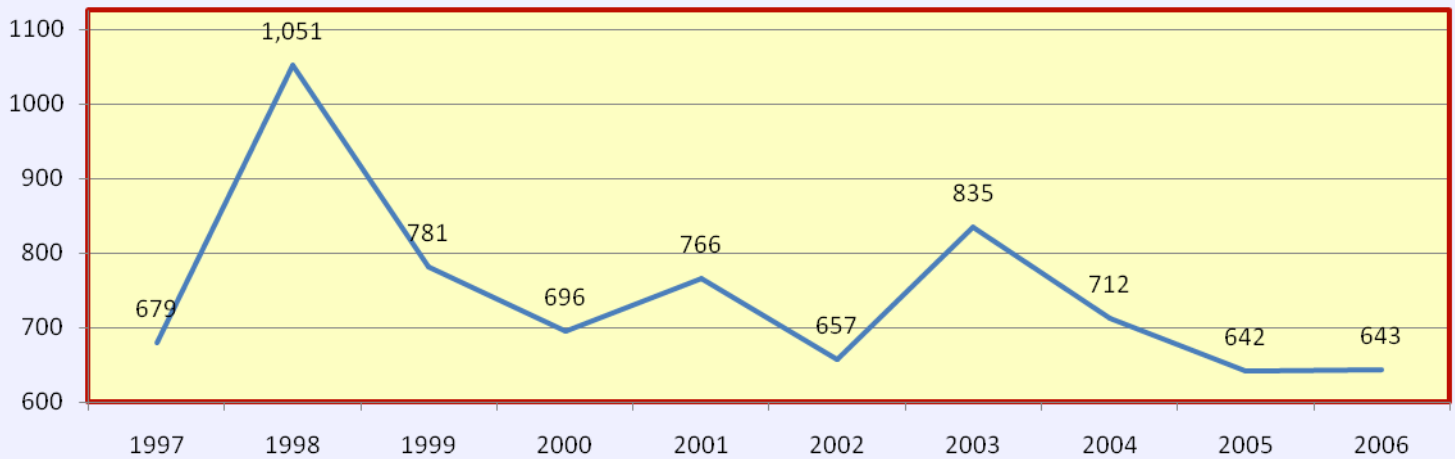
Cases Filed in the Court of Appeals Between 90-06 Showing a 63% Increase



Cases Filed in Bankruptcy Courts Between 90-06 Showing a 138% Increase at Peak



Complaints Filed Between 97-06 Showing a *Decrease of 5%*



[Footnotes in the originals]

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

* REVISED. [regarding complaints pending]

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDGES. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Source: For Tables 1, 2, and 6, Judicial Business of U.S. Courts, 1997-2006 Annual Reports of the Director, Administrative Office of the United States Courts.

For Tables 3, 4, 5, 2005-2006 Judicial Facts and Figures, Administrative Office of the U.S. Courts.

The original Tables are collected and reproduced in http://Judicial-Discipline-Reform.org/judicial_complaints/DrCordero_revised_rules.pdf, wherein they are accompanied by links to the originals.

Tables 1, 2, and 6, supra, report on complaints filed and processed in the Federal Circuit, the District of Columbia, the 1st-11th circuits, the U.S. Claims Court, and the Court of International Trade. (Cf. 28 U.S.C. §§351(d)(1) and 363)

†The category “Special Investigating Committees Appointed” first appears in the 2006 Table.

The number of cases in Tables 3-5 do not even include cases filed with Article I courts, which are part of the Executive, not the Judicial, Branch, such as the U.S. Tax Court, established in 1969 (after it was created as the Board of Tax Appeals in 1924 and its name was first changed to Tax Court of the U.S. in 1942). Another such court is the U.S. Claims Court, established as an Article I court in 1982, and renamed U.S. Court of Federal Claims in 1992. Likewise, the U.S. Court of Veterans' Appeals was established as an Article I court in 1989 and then renamed the Court of Appeals for Veterans Claims in 1998.

They too support the conclusion to be drawn from these statistics: The significant increase in cases filed with these courts every year attests to the litigiousness of the American society. They belie the judges' report that in the '97-'06 decade Americans have filed a steady number of complaints against them hovering around the average (after eliminating the outlier) of only 712 complaints. The explanation lies in the first footnote in the originals, above: Judges have arbitrarily excluded an undetermined number of complaints. The fact that they have manipulated these statistics is also revealed by the first table above: After 9 years during which the judges filed less than one complaint a year, they jumped to 88 in 2006...and that same year it just so happened that complainants filed the lowest number of complaints ever, 555! *Implausible!* Yet, the judges did not discipline a single peer, just one magistrate.

(as of 21may8)

A Lead for Fraud Investigators & Investigative Journalists to investigate coordinated judicial wrongdoing supported or tolerated by the judges in the federal courts and by the policy-making judges of the Judicial Conference of the U.S.

The Judicial Conference is the highest policy-making body of the Federal Judiciary. Its presiding officer is the Chief Justice of the Supreme Court and its other members are the chief judges of the 13 federal judicial circuits and a national court together with 12 representative district judges. The chief judges and their peers in their respective judicial councils apply the rules for processing misconduct and disability complaints filed by any person against a federal judge under the [Judicial Conduct and Disability Act of 1980](#), which established the system of judicial self-discipline. The judges are bound by law to collect the statistics on their processing of those complaints. The latter can be very serious, for the judges themselves classify them under categories such as conflict of interests, abuse of judicial power, prejudice, bias, bribery, corruption, incompetence, neglect, undue decisional delay, and physical or mental disability that prevents the performance of the duties of the judgeship. They discuss their data in the meetings of their councils just as the [Conference members](#) do in their meetings behind closed doors twice a year.

The coordinated wrongdoing among judges that their peers have supported by applying the rules so as to cover up their misconduct and disability and that the Conference has tolerated in their secretive policy-making meetings is an investigative journalism story that would grip your audience, for its exposure would outrage everybody and shake the Judiciary to its foundation.

Indeed, last April 10, the [revised rules](#) entered into force that the Conference adopted to replace the current ones. Since the rules only implement the Act, which did not change, the substance of the [revised rules did not change](#), only some wording did. Moreover, the judges removed even the provision of the Conference Committee of drafters that timidly provided some means to make the judges account for their complaint processing by requiring that they submit a copy of each to the Committee. Hence, they know that by content and practice, their application of the revised rules will have the same result as they know [their own statistics](#) show they did in the 10-year period 1997-2006: Although 7,462 complaints were filed, the judges investigated only 7 and disciplined only 9 of their peers. This means that they [systematically dismissed 99.88%](#) of all complaints against them with no investigation regardless of the seriousness of their allegations!

By so doing, the judges have self-exempted from the consequences of their misconduct or disability, thus abusing the system of judicial self-discipline. For their benefit, they have made it riskless for themselves to wield with [disregard for the law and the facts](#) their decision-making power over people's property, liberty, and even life. They have turned such far-reaching power subject to no disciplinary control into absolute power. That is the kind of power that corrupts absolutely. They know that if they only cover for each other so as to make it appear that they satisfy the Constitutional requirement of "good Behaviour", they can exercise their power for life. This explains how although over 10,000 federal judges have taken the bench in the 219 years since the creation of the Federal Judiciary in 1789, the number of those that have been impeached and removed from office is 7!¹ Power that is unaccountable becomes irresponsible. The judges have abused theirs to make themselves in practice "[Unpunishable Judges Above Law](#)".

The Supreme Court [justices](#), each of whom is allotted to one or more of the circuits, just as the chief circuit judges and the other [judges in the Conference](#) and the judicial councils, not to mention those who count on them for their impunity, have known for decades that judges' absolute judicial power and their means to [cover for each other](#) have led to coordinated wrongdoing among themselves and between them and court staff, lawyers, sponsors of all-paid judicial junkets, powerful litigants, etc. Nevertheless, they have tolerated or supported it.

Your audience would want to know this story, for how much would they trust judges who abuse the law and ignore the facts of their peers' conduct and engage in wrongdoing of their own knowing that if they are ever the subject of a complaint their peers will simply dismiss it thanks to their [explicit or implicit reciprocal protection coordination](#)? That story would attract also the public at large because everybody is affected by federal judges' decisions. Just think of those concerning abortion, warrantless wiretapping, fraud on investors, and expropriation for public use. Would the public trust judges who show such contempt for the law to render decisions in those and any other matters according to the rule of law rather than in their personal or class interest?

Your investigative journalism can expose the judges' coordinated wrongdoing, not for a scoop, but for a long series of pieces and a loyal and growing audience avidly trying to find out not only how it is harmed by those judges, but also how the nation fares after your exposure. This is a reasonable expectation because your exposé would give rise to a Constitutional crisis far graver than that triggered by the unmasking of the burglary in the Watergate complex as political espionage. At the time, President Nixon and his White House Aides could only further pursue their corrupt activity for the remainder of their second term of four years.

By contrast, federal judges are life-tenured and can only be removed by Congress. That is the institution that Speaker Pelosi described as “dominated by the culture of corruption”. Would members of Congress dare discipline those whose colleagues and friends may one day judge them? By the same token, Congress could hardly resist media and public clamor to adopt fundamental changes in both the judges' scope of power and the control of their exercise of it.

There are rewards for those instrumental in both exposing coordinated wrongdoing as part of the federal judiciary's modus operandi and triggering the process of its elimination, whether through legislation or the resignation of a [circuit court](#) or the [Supreme Court](#) itself –just as President Nixon had to do under intense media scrutiny. They range from 15 minutes of fame, a Pulitzer Prize, a movie deal, or the historic distinction of being recognized by a grateful nation as our generation's Carl Bernstein and Bob Woodward of Watergate fame.

The stakes for your audience and yourself, particularly in a presidential election year, warrant your pursuit of this story of coordinated judicial wrongdoing. You can focus it on a single, concrete case, [DeLano](#), whose salient facts, summarized in the attachment, reveal [a bankruptcy fraud scheme](#). The debtor in [DeLano](#) is a 39-year veteran of the banking industry who got his [debts](#) discharged in bankruptcy as his co-schemers' present in view of his retirement while he was still an officer in M&T Bank's bankruptcy department! If as a result of your exposé Mr. DeLano were indicted for [concealment of assets](#) and chose to plea bargain, he could incriminate co-scheming trustees, lawyers, and judges, who would in turn incriminate their superiors. To that end, you can undertake a [Follow the Money!](#) investigation, to which I can contribute the wealth of evidence that I have gathered through my research and described in my writings. Your exposé could become the equivalent of Emile Zola's [I Accuse](#), and earn you another reward: that of becoming known as the journalist who set in motion a process to bring the Judiciary closer to the lofty goal of dispensing “Equal Justice Under Law”. Thus, I look forward to hearing from you.

The Salient Facts of The *DeLano* Case

(as of 6sep10)

revealing the involvement of bankruptcy & legal system insiders in a bankruptcy fraud scheme
(*D:#* & footnote references are to Judicial-Discipline-Reform.org/Follow_money/DeLano_docs.pdf; these are *bookmarks* on the left)

DeLano is a federal bankruptcy case. Part of a case cluster, it reveals fraud that is so egregious as to betray overconfidence born of a long standing practice¹: Coordinated wrongdoing evolved into a bankruptcy fraud scheme.² It was commenced by the DeLano couple filing a bankruptcy petition with Schedules A-J and a Statement of Financial Affairs on January 27, 2004. (04-20280, WBNY³) Mr. DeLano, however, was a most unlikely bankruptcy candidate. At filing time he was a 39-year veteran of the banking and financing industry and continued to be employed by M&T Bank precisely as a bankruptcy officer. He and his wife, a Xerox technician, were not even insolvent, for they declared \$263,456 in assets v. \$185,462 in liabilities (*D:29*); and also:

1. that they had in cash and on account only \$535 (*D:31*), although they also declared that their monthly excess income was \$1,940 (*D:45*); and in the FA Statement (*D:47*) and their 1040 IRS forms (*D:186*) that they had earned \$291,470 in just the three years prior to their filing;
2. that their only real property was their home (*D:30*), bought in 1975 (*D:342*) and appraised in November 2003 at \$98,500⁴, as to which their mortgage was still \$77,084 and their equity only \$21,416 (*D:30*)...after making mortgage payments for 30 years! and receiving during that period at least \$382,187 through a string of eight mortgages⁵. (*D:341*) Mind-boggling!
3. that they owed \$98,092 –spread thinly over 18 credit cards (*D:38*)- while they valued their household goods at only \$2,810 (*D:31*), less than 1% of their earnings in the previous three years. Even couples in urban ghettos end up with goods in their homes of greater value after having accumulated them over their working lives of more than 30 years.
4. Theirs is one of the trustee's 3,907 *open* cases and their lawyer's 525 before the same judge.

These facts show that this was a scheming bankruptcy system insider offloading 78% of his and his wife's debts (*D:59*) in preparation for traveling light into a golden retirement. They felt confident that they could make such incongruous, implausible, and suspicious declarations in the petition and that neither the co-schemers would discharge their duty nor the creditors exercise their right to require that bankrupts prove their petition's good faith by providing supporting documents. Moreover, they had spread their debts thinly enough among their 20 institutional creditors (*D:38*) to ensure that the latter would find a write-off more cost-effective than litigation to challenge their petition. So they assumed that the sole individual creditor, who in addition lives hundreds of miles from the court, would not be able to afford to challenge their good faith either. But he did after analyzing their petition, filed by them under penalty of perjury, and showing that the DeLano 'bankrupts' had committed bankruptcy fraud through concealment of assets.

The Creditor requested that the DeLanos produce documents⁶ as reasonably required from any bankrupt as their bank account statements. Yet the trustee, whose role is to protect the creditors, tried to prevent the Creditor from even meeting with the DeLanos. After the latter denied *every single document* requested by the Creditor, he moved for production orders. Despite his discovery rights and their duty to determine whether bankrupts have concealed assets, the *bankruptcy* and *district judges* denied him *every single document*. So did the *circuit judges*, even *then CA2 Judge Sotomayor*, the presiding judge, who also needed the documents to find the facts to which to apply the law. They denied him and themselves due process of law. To eliminate him, *they* disallowed his claim in a *sham evidentiary hearing*. Revealing how incriminating the documents are, to oppose their production the DeLanos, with the trustee's recommendation and the bankruptcy judge's approval, were allowed to pay their lawyers \$27,953 in legal fees⁷...though they had declared that they had only \$535. To date \$673,657⁸ is still unaccounted for. Where did it go⁹? How many of the trustee's 3,907 cases have unaccounted for assets? For whose benefit?²

¹§XIII ²§III ³§V. ⁴§X ⁵§§I.B & VIII ⁶Cf. §XII ⁷§XI ⁸§I.B ⁹§II

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<http://Judicial-Discipline-Reform.org>

**Summary of the DeLanos' income of \$291,470
 + mortgage receipts of \$382,187 = \$673,657
 and credit card borrowing of \$98,092**

**unaccounted for and inconsistent with their declaration in Schedule B
 of their voluntary bankruptcy petition (D:23)¹ that at the time of its filing
 on January 27, 2004, they had in hand and on account only \$535!**

| Exhibit page # | Mortgages ² referred to in the incomplete documents produced by the DeLanos ^a to Chapter 13 Trustee George Reiber (cf.Add:966§B) | Mortgages or loans | |
|---|--|------------------------|------------------------|
| | | year | amount |
| D ^b :342 | 1) from Columbia Banking, S&L Association | 16jul75 | \$26,000 |
| D:343 | 2) another from Columbia Banking, S&L Asso. | 30nov77 | 7,467 |
| D:346 | 3) still another from Columbia Banking, S&L Asso. | 29mar88 | 59,000 |
| D:176/9 | 4) owed to Manufacturers & Traders Trust=M&T Bank | March 88 | 59,000 |
| D:176/10 | 5) took an overdraft from ONONDAGA Bank | March 88 | 59,000 |
| D:348 | 6) another mortgage from Central Trust Company | 13sep90 | 29,800 |
| D:349 | 7) even another one from M&T Bank | 13dec93 | 46,920 |
| D:350-54 | 8) yet another from Lyndon Guaranty Bank of NY | 23dec99 | 95,000 |
| | 9) any other not yet disclosed? | Subtotal | \$382,187 |
| The DeLanos' earnings in just the three years preceding their voluntary bankruptcy petition (04-20280, WBNY; D:23) | | | |
| 2001 | 1040 IRS form (D:186) | \$91,229 | \$91,229 |
| 2002 | 1040 IRS form (D:187) Statement of Financial Affairs (D:47) | \$91,859 | 91,655 |
| 2003 | 1040 IRS form (D:188) Statement of Financial Affairs (D:47) | +97,648 | +108,586 |
| to this must be added the receipts contained in the \$98,092 owed on 18 credit cards, as declared in Schedule F (D:38) ^c | | \$280,736 ^d | \$291,470 ^d |
| | | TOTAL | \$673,657 |

^a The DeLanos claimed in their petition, filed just three years before traveling light of debt to their golden retirement, that their home was their only real property, appraised at \$98,500 on 23nov3, as to which their mortgage was still \$77,084 and their equity only \$21,416 (D:30/Sch.A) ...after paying it for 30 years! and having received \$382,187 during that period through eight mortgages! *Mind-boggling!* They sold it for \$135K³ on 23apr7, a 37% gain in merely 3½ years.

^b D=Designated items in the record of [Cordero v. DeLano, 05-6190L, WDNY](#), of April 18, 2005.

^c The DeLanos declared that their credit card debt on 18 cards totals \$98,092 (D:38/Sch.F), while they set the value of their household goods at only \$2,810! (D:31/Sch.B) *Implausible!* Couples in the Third World end up with household possessions of greater value after having accumulated them in their homes over their working lives of more than 30 years.

^d Why do these numbers not match?

¹http://Judicial-Discipline-Reform.org/Follow_money/DeLano_docs.pdf >§V ²Id. >§§VI and VIII. ³Id. >§X



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FAQs

Judicial Business of the U.S. Courts is the most comprehensive set of detailed statistical tables published on the work of the federal Judiciary, plus charts and text explaining why increases or decreases occurred in the courts' caseload.

- The report provides data for the fiscal year ending September 30 for the U.S. courts of appeals, district courts and bankruptcy courts; the probation and pretrial services system; and other components of the federal Judiciary.
- The Judicial Caseload Indicators table compares the Judiciary's current fiscal year caseload to its caseload 1, 5, and 10 years earlier.
- Publications dating back to 1997 are available online.

Tables

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Table S-24.
Report of Complaints Filed and Action Taken Under Authority of Title 28 U.S.C. Section 372(c)
for the Twelve-Month Period Ended September 30, 1997

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 1996* | 109 | 0 | 1 | 21 | 5 | 11 | 7 | 10 | 1 | 3 | 11 | 31 | 8 | 0 | 0 | 0 |
| Complaints Filed | 679 | 3 | 15 | 16 | 40 | 62 | 69 | 84 | 68 | 28 | 56 | 137 | 54 | 47 | 0 | 0 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complaint | 678 | 3 | 15 | 16 | 40 | 62 | 69 | 84 | 68 | 27 | 56 | 137 | 54 | 47 | 0 | 0 |
| On Order of Chief Judges | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Officials Complained About** | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | |
| Circuit | 461 | 3 | 4 | 10 | 3 | 24 | 29 | 14 | 11 | 5 | 102 | 249 | 7 | 0 | 0 | 0 |
| District | 497 | 0 | 14 | 17 | 27 | 28 | 48 | 43 | 59 | 25 | 45 | 121 | 38 | 32 | 0 | 0 |
| National Courts | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Bankruptcy Judges | 31 | 0 | 0 | 2 | 2 | 2 | 6 | 3 | 2 | 2 | 2 | 6 | 1 | 3 | 0 | 0 |
| Magistrate Judges | 138 | 0 | 0 | 1 | 8 | 7 | 15 | 27 | 10 | 0 | 9 | 24 | 25 | 12 | 0 | 0 |
| Nature of Allegations** | | | | | | | | | | | | | | | | |
| Mental Disability | 11 | 0 | 0 | 0 | 1 | 1 | 2 | 0 | 2 | 0 | 3 | 2 | 0 | 0 | 0 | 0 |
| Physical Disability | 4 | 0 | 0 | 1 | 0 | 1 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Demeanor | 11 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 1 | 4 | 0 | 4 | 0 | 0 |
| Abuse of Judicial Power | 179 | 3 | 0 | 6 | 25 | 1 | 40 | 20 | 8 | 13 | 17 | 19 | 22 | 5 | 0 | 0 |
| Prejudice/Bias | 193 | 1 | 9 | 8 | 32 | 8 | 27 | 12 | 17 | 4 | 14 | 30 | 20 | 11 | 0 | 0 |
| Conflict of Interest | 12 | 0 | 0 | 0 | 0 | 0 | 2 | 1 | 2 | 0 | 3 | 3 | 0 | 1 | 0 | 0 |
| Bribery/Corruption | 28 | 0 | 0 | 1 | 0 | 2 | 1 | 0 | 4 | 2 | 4 | 13 | 0 | 1 | 0 | 0 |
| Undue Decisional Delay | 44 | 0 | 0 | 1 | 0 | 6 | 1 | 10 | 4 | 2 | 3 | 11 | 5 | 1 | 0 | 0 |
| Incompetence/Neglect | 30 | 0 | 0 | 3 | 4 | 1 | 0 | 0 | 5 | 0 | 0 | 16 | 1 | 0 | 0 | 0 |
| Other | 161 | 1 | 3 | 2 | 0 | 30 | 1 | 38 | 24 | 10 | 7 | 19 | 22 | 4 | 0 | 0 |
| Complaints Concluded | 482 | 3 | 9 | 13 | 33 | 31 | 69 | 80 | 49 | 24 | 41 | 60 | 53 | 17 | 0 | 0 |
| Action By Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 29 | 2 | 4 | 0 | 3 | 1 | 4 | 2 | 1 | 3 | 6 | 2 | 0 | 1 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 215 | 0 | 0 | 6 | 12 | 21 | 34 | 26 | 21 | 11 | 14 | 31 | 24 | 15 | 0 | 0 |
| Frivolous | 19 | 1 | 0 | 0 | 0 | 0 | 3 | 0 | 1 | 6 | 1 | 5 | 2 | 0 | 0 | 0 |

Table S-24. (Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Withdrawn | 5 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| Subtotal | 270 | 3 | 4 | 6 | 15 | 22 | 45 | 29 | 23 | 21 | 21 | 38 | 26 | 17 | 0 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 212 | 0 | 5 | 7 | 18 | 9 | 24 | 51 | 26 | 3 | 20 | 22 | 27 | 0 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 212 | 0 | 5 | 7 | 18 | 9 | 24 | 51 | 26 | 3 | 20 | 22 | 27 | 0 | 0 | 0 |
| Complaints Pending on September 30, 1997 | 306 | 0 | 7 | 24 | 12 | 42 | 7 | 14 | 20 | 7 | 26 | 108 | 9 | 30 | 0 | 0 |

¹ CC = U.S. CLAIMS COURT.

² CIT = COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDICIAL OFFICERS. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

**Table S-24.
Report of Complaints Filed and Action Taken Under Authority of Title 28 U.S.C. Section 372(c)
for the Twelve-Month Period Ended September 30, 1998**

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 1997* | 214 | 0 | 6 | 3 | 10 | 31 | 0 | 6 | 18 | 4 | 18 | 82 | 1 | 35 | 0 | 0 |
| Complaints Filed | 1,051 | 1 | 27 | 10 | 73 | 120 | 73 | 46 | 86 | 37 | 78 | 265 | 37 | 197 | 1 | 0 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complainant | 1,049 | 1 | 27 | 10 | 73 | 120 | 73 | 46 | 86 | 36 | 78 | 264 | 37 | 197 | 1 | 0 |
| On Order of Chief Judges | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 0 |
| Officials Complained About** | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | |
| Circuit | 443 | 1 | 16 | 2 | 14 | 22 | 23 | 13 | 8 | 17 | 134 | 20 | 11 | 162 | 0 | 0 |
| District | 758 | 0 | 47 | 9 | 56 | 83 | 50 | 27 | 82 | 26 | 83 | 250 | 29 | 16 | 0 | 0 |
| National Courts | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Bankruptcy Judges | 28 | 0 | 2 | 0 | 1 | 2 | 5 | 1 | 3 | 2 | 3 | 6 | 1 | 2 | 0 | 0 |
| Magistrate Judges | 215 | 0 | 3 | 2 | 8 | 13 | 15 | 12 | 16 | 5 | 7 | 110 | 8 | 16 | 0 | 0 |
| Nature of Allegations** | | | | | | | | | | | | | | | | |
| Mental Disability | 92 | 0 | 0 | 3 | 9 | 4 | 7 | 2 | 18 | 0 | 36 | 13 | 0 | 0 | 0 | 0 |
| Physical Disability | 7 | 0 | 0 | 2 | 1 | 2 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| Demeanor | 19 | 0 | 0 | 0 | 2 | 3 | 0 | 1 | 3 | 0 | 0 | 8 | 0 | 2 | 0 | 0 |
| Abuse of Judicial Power | 511 | 1 | 2 | 2 | 30 | 8 | 48 | 16 | 8 | 21 | 27 | 168 | 9 | 171 | 0 | 0 |
| Prejudice/Bias | 647 | 0 | 21 | 9 | 36 | 32 | 22 | 22 | 44 | 19 | 46 | 198 | 20 | 178 | 0 | 0 |
| Conflict of Interest | 141 | 0 | 0 | 1 | 0 | 7 | 3 | 3 | 0 | 0 | 3 | 117 | 2 | 5 | 0 | 0 |
| Bribery/Corruption | 166 | 0 | 0 | 0 | 0 | 0 | 3 | 0 | 0 | 1 | 2 | 155 | 2 | 3 | 0 | 0 |
| Undue Decisional Delay | 50 | 0 | 3 | 1 | 4 | 4 | 2 | 0 | 1 | 5 | 7 | 14 | 8 | 1 | 0 | 0 |
| Incompetence/Neglect | 99 | 0 | 0 | 0 | 1 | 4 | 4 | 0 | 3 | 1 | 1 | 81 | 1 | 3 | 0 | 0 |
| Other | 193 | 0 | 17 | 1 | 11 | 94 | 3 | 13 | 20 | 4 | 11 | 3 | 10 | 6 | 0 | 0 |
| Complaints Concluded | 1,002 | 1 | 33 | 13 | 56 | 95 | 73 | 49 | 70 | 40 | 78 | 257 | 35 | 202 | 0 | 0 |
| Actions by Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 43 | 0 | 6 | 0 | 4 | 2 | 5 | 0 | 2 | 3 | 6 | 5 | 3 | 7 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 532 | 1 | 0 | 5 | 19 | 54 | 42 | 15 | 43 | 16 | 52 | 88 | 18 | 179 | 0 | 0 |
| Frivolous | 159 | 0 | 1 | 1 | 1 | 1 | 0 | 1 | 5 | 13 | 2 | 133 | 1 | 0 | 0 | 0 |

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Table S-24. (September 30, 1998—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Complaint Withdrawn | 5 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 742 | 1 | 8 | 6 | 24 | 57 | 48 | 16 | 51 | 34 | 62 | 227 | 22 | 186 | 0 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 258 | 0 | 25 | 7 | 32 | 38 | 25 | 32 | 19 | 6 | 16 | 29 | 13 | 16 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 260 | 0 | 25 | 7 | 32 | 38 | 25 | 33 | 19 | 6 | 16 | 30 | 13 | 16 | 0 | 0 |
| Complaints Pending on September 30, 1998 | 263 | 0 | 0 | 0 | 27 | 56 | 0 | 3 | 34 | 1 | 18 | 90 | 3 | 30 | 1 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. CLAIMS COURT.

² CIT = COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDICIAL OFFICERS. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-23.
Report of Complaints Filed and Action Taken Under Authority of Title 28 U.S.C. Section 372(c)
for the 12-Month Period Ending September 30, 1999

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 1998* | 228 | 0 | 3 | 1 | 23 | 48 | 0 | 3 | 28 | 0 | 19 | 75 | 3 | 25 | 0 | 0 |
| Complaints Filed | 781 | 2 | 16 | 17 | 99 | 34 | 55 | 196 | 72 | 31 | 36 | 115 | 58 | 50 | 0 | 0 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complaint | 781 | 2 | 16 | 17 | 99 | 34 | 55 | 196 | 72 | 31 | 36 | 115 | 58 | 50 | 0 | 0 |
| On Order of Chief Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Officials Complained About** | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | |
| Circuit | 174 | 4 | 16 | 0 | 23 | 3 | 7 | 31 | 16 | 7 | 25 | 31 | 11 | 0 | 0 | 0 |
| District | 598 | 0 | 48 | 17 | 63 | 24 | 55 | 98 | 58 | 27 | 24 | 99 | 47 | 38 | 0 | 0 |
| National Courts | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Bankruptcy Judges | 30 | 0 | 0 | 1 | 2 | 2 | 0 | 3 | 2 | 1 | 2 | 16 | 0 | 1 | 0 | 0 |
| Magistrate Judges | 229 | 0 | 1 | 4 | 11 | 5 | 6 | 64 | 14 | 4 | 10 | 69 | 30 | 11 | 0 | 0 |
| Nature of Allegations** | | | | | | | | | | | | | | | | |
| Mental Disability | 69 | 0 | 0 | 0 | 26 | 4 | 3 | 11 | 3 | 0 | 2 | 5 | 0 | 15 | 0 | 0 |
| Physical Disability | 6 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 1 | 1 | 0 | 2 | 0 | 0 | 0 | 0 |
| Demeanor | 34 | 0 | 0 | 0 | 2 | 1 | 4 | 0 | 5 | 3 | 1 | 14 | 1 | 3 | 0 | 0 |
| Abuse of Judicial Power | 254 | 0 | 1 | 2 | 7 | 45 | 17 | 4 | 9 | 10 | 16 | 91 | 27 | 25 | 0 | 0 |
| Prejudice/Bias | 360 | 2 | 15 | 8 | 34 | 20 | 16 | 28 | 41 | 15 | 23 | 85 | 32 | 41 | 0 | 0 |
| Conflict of Interest | 29 | 0 | 0 | 0 | 5 | 1 | 6 | 4 | 0 | 0 | 2 | 6 | 2 | 3 | 0 | 0 |
| Bribery/Corruption | 104 | 0 | 0 | 4 | 10 | 26 | 4 | 4 | 3 | 1 | 2 | 44 | 0 | 6 | 0 | 0 |
| Undue Decisional Delay | 80 | 0 | 5 | 0 | 0 | 6 | 6 | 2 | 5 | 2 | 2 | 30 | 18 | 4 | 0 | 0 |
| Incompetence/Neglect | 108 | 1 | 0 | 0 | 3 | 5 | 3 | 0 | 6 | 0 | 2 | 71 | 2 | 15 | 0 | 0 |
| Other | 288 | 0 | 2 | 0 | 3 | 62 | 0 | 143 | 25 | 7 | 4 | 26 | 8 | 8 | 0 | 0 |
| Complaints Concluded | 826 | 2 | 18 | 12 | 57 | 63 | 53 | 184 | 82 | 31 | 45 | 163 | 50 | 66 | 0 | 0 |
| Action by Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 27 | 0 | 4 | 0 | 0 | 0 | 6 | 0 | 8 | 1 | 4 | 4 | 0 | 0 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 300 | 2 | 0 | 5 | 19 | 12 | 21 | 31 | 24 | 14 | 11 | 84 | 28 | 49 | 0 | 0 |
| Frivolous | 66 | 0 | 5 | 2 | 19 | 0 | 6 | 6 | 1 | 3 | 3 | 16 | 4 | 1 | 0 | 0 |

Table S-23. (September 30, 1999—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 10 | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 1 | 0 | 0 | 3 | 2 | 1 | 0 | 0 |
| Complainant Withdrawn | 2 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Subtotal | 406 | 2 | 9 | 7 | 41 | 12 | 34 | 37 | 34 | 19 | 18 | 107 | 35 | 51 | 0 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges Only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 416 | 0 | 9 | 5 | 16 | 51 | 19 | 147 | 46 | 12 | 27 | 54 | 15 | 15 | 0 | 0 |
| Withdrawn | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 2 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 420 | 0 | 9 | 5 | 16 | 51 | 19 | 147 | 48 | 12 | 27 | 56 | 15 | 15 | 0 | 0 |
| Complaints Pending on September 30, 1999 | 183 | 0 | 1 | 6 | 65 | 19 | 2 | 15 | 18 | 0 | 10 | 27 | 11 | 9 | 0 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. CLAIMS COURT.

² CIT = COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDICIAL OFFICERS. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22.
Report of Complaints Filed and Action Taken Under Authority of Title 28 U.S.C. Section 372(c)
for the 12-Month Period Ending September 30, 2000

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 1999* | 181 | 0 | 1 | 5 | 65 | 19 | 2 | 18 | 15 | 0 | 7 | 27 | 11 | 11 | 0 | 0 |
| Complaints Filed | 696 | 2 | 18 | 21 | 59 | 53 | 61 | 113 | 56 | 44 | 51 | 111 | 32 | 73 | 2 | 0 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complainant | 695 | 2 | 18 | 21 | 59 | 53 | 61 | 113 | 56 | 44 | 51 | 111 | 31 | 73 | 2 | 0 |
| On Order of Chief Judges | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Officials Complained About** | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | |
| Circuit | 191 | 4 | 4 | 4 | 9 | 10 | 14 | 23 | 4 | 11 | 45 | 35 | 15 | 13 | 0 | 0 |
| District | 522 | 0 | 17 | 20 | 41 | 36 | 62 | 60 | 50 | 29 | 52 | 92 | 26 | 37 | 0 | 0 |
| National Courts | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Bankruptcy Judges | 26 | 0 | 0 | 1 | 2 | 6 | 1 | 2 | 2 | 2 | 2 | 5 | 2 | 1 | 0 | 0 |
| Magistrate Judges | 135 | 0 | 0 | 3 | 7 | 2 | 10 | 28 | 13 | 6 | 6 | 32 | 6 | 22 | 0 | 0 |
| Nature of Allegations** | | | | | | | | | | | | | | | | |
| Mental Disability | 26 | 0 | 0 | 0 | 2 | 6 | 6 | 5 | 0 | 1 | 3 | 2 | 0 | 1 | 0 | 0 |
| Physical Disability | 12 | 0 | 0 | 1 | 1 | 3 | 4 | 0 | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 0 |
| Demeanor | 13 | 0 | 0 | 0 | 3 | 2 | 0 | 0 | 0 | 0 | 1 | 6 | 0 | 1 | 0 | 0 |
| Abuse of Judicial Power | 272 | 0 | 0 | 10 | 29 | 25 | 29 | 43 | 9 | 23 | 20 | 38 | 16 | 30 | 0 | 0 |
| Prejudice/Bias | 257 | 1 | 13 | 8 | 28 | 17 | 15 | 24 | 28 | 13 | 17 | 39 | 25 | 29 | 0 | 0 |
| Conflict of Interest | 48 | 1 | 0 | 0 | 11 | 9 | 1 | 5 | 1 | 0 | 3 | 8 | 1 | 8 | 0 | 0 |
| Bribery/Corruption | 83 | 0 | 0 | 2 | 21 | 12 | 8 | 4 | 0 | 2 | 6 | 22 | 2 | 4 | 0 | 0 |
| Undue Decisional Delay | 75 | 0 | 2 | 1 | 11 | 6 | 6 | 7 | 5 | 3 | 3 | 16 | 4 | 11 | 0 | 0 |
| Incompetence/Neglect | 61 | 0 | 0 | 0 | 1 | 7 | 8 | 3 | 1 | 3 | 5 | 31 | 0 | 2 | 0 | 0 |
| Other | 188 | 0 | 7 | 1 | 5 | 66 | 0 | 50 | 4 | 7 | 13 | 20 | 9 | 6 | 0 | 0 |
| Complaints Concluded | 715 | 2 | 15 | 17 | 80 | 67 | 60 | 123 | 48 | 44 | 51 | 104 | 39 | 65 | 0 | 0 |
| Action by Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 29 | 0 | 0 | 2 | 0 | 0 | 4 | 0 | 9 | 1 | 0 | 12 | 1 | 0 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 264 | 2 | 4 | 3 | 29 | 31 | 26 | 23 | 21 | 11 | 23 | 38 | 15 | 38 | 0 | 0 |
| Frivolous | 50 | 0 | 4 | 1 | 0 | 0 | 2 | 8 | 2 | 12 | 8 | 9 | 2 | 2 | 0 | 0 |

Table S-22. (September 30, 2000—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 6 | 0 | 0 | 1 | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 7 | 0 | 0 | 0 | 1 | 0 | 1 | 2 | 0 | 0 | 0 | 1 | 0 | 2 | 0 | 0 |
| Complaint Withdrawn | 3 | 0 | 0 | 1 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 359 | 2 | 8 | 8 | 30 | 31 | 34 | 37 | 32 | 24 | 31 | 60 | 20 | 42 | 0 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judge Only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 354 | 0 | 7 | 9 | 50 | 36 | 26 | 86 | 16 | 20 | 20 | 42 | 19 | 23 | 0 | 0 |
| Withdrawn | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 356 | 0 | 7 | 9 | 50 | 36 | 26 | 86 | 16 | 20 | 20 | 44 | 19 | 23 | 0 | 0 |
| Complaints Pending on September 30, 2000 | 162 | 0 | 4 | 9 | 44 | 5 | 3 | 8 | 23 | 0 | 7 | 34 | 4 | 19 | 2 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. CLAIMS COURT.

² CIT = COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDICIAL OFFICERS. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22.
Report of Complaints Filed and Action Taken Under Authority of 28 U.S.C. 372(c)
During the 12-Month Period Ending September 30, 2001

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 2001* | 150 | 0 | 4 | 9 | 33 | 5 | 3 | 9 | 23 | 1 | 6 | 32 | 4 | 18 | 3 | 0 |
| Complaints Filed | 766 | 0 | 31 | 22 | 102 | 50 | 63 | 100 | 97 | 43 | 52 | 102 | 32 | 70 | 1 | 1 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complainant | 766 | 0 | 31 | 22 | 102 | 50 | 63 | 100 | 97 | 43 | 52 | 102 | 32 | 70 | 1 | 1 |
| On Order of Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Officials Complained About** | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | |
| Circuit | 273 | 0 | 15 | 16 | 31 | 13 | 25 | 23 | 12 | 16 | 33 | 53 | 16 | 20 | 0 | 0 |
| District | 563 | 0 | 16 | 26 | 52 | 23 | 45 | 50 | 86 | 37 | 69 | 104 | 25 | 30 | 0 | 0 |
| National Court | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 1 |
| Bankruptcy Judges | 34 | 0 | 0 | 2 | 2 | 6 | 2 | 2 | 1 | 3 | 0 | 12 | 2 | 2 | 0 | 0 |
| Magistrate Judges | 143 | 0 | 3 | 1 | 17 | 8 | 12 | 25 | 17 | 3 | 10 | 20 | 9 | 18 | 0 | 0 |
| Nature of Allegations** | | | | | | | | | | | | | | | | |
| Mental Disability | 29 | 0 | 0 | 0 | 5 | 4 | 1 | 3 | 3 | 1 | 2 | 5 | 0 | 5 | 0 | 0 |
| Physical Disability | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Demeanor | 31 | 0 | 0 | 1 | 14 | 2 | 1 | 0 | 1 | 4 | 2 | 5 | 0 | 1 | 0 | 0 |
| Abuse of Judicial Power | 200 | 0 | 3 | 3 | 28 | 3 | 35 | 28 | 1 | 13 | 21 | 33 | 15 | 16 | 1 | 0 |
| Prejudice/Bias | 266 | 0 | 18 | 11 | 24 | 9 | 17 | 31 | 36 | 13 | 11 | 43 | 14 | 38 | 1 | 0 |
| Conflict of Interest | 38 | 0 | 0 | 0 | 10 | 4 | 3 | 8 | 1 | 1 | 0 | 5 | 4 | 2 | 0 | 0 |
| Bribery/Corruption | 61 | 0 | 0 | 0 | 2 | 5 | 4 | 6 | 1 | 1 | 1 | 33 | 3 | 5 | 0 | 0 |
| Undue Decisional Delay | 60 | 0 | 0 | 0 | 6 | 6 | 3 | 11 | 2 | 6 | 4 | 15 | 0 | 7 | 0 | 0 |
| Incompetence/Neglect | 50 | 0 | 0 | 2 | 5 | 8 | 3 | 3 | 7 | 0 | 1 | 20 | 0 | 1 | 0 | 0 |
| Other | 186 | 0 | 8 | 1 | 0 | 50 | 4 | 47 | 16 | 3 | 8 | 32 | 7 | 10 | 0 | 0 |
| Complaints Concluded | 668 | 0 | 18 | 16 | 75 | 53 | 61 | 108 | 68 | 39 | 41 | 100 | 30 | 58 | 1 | 0 |
| Action by Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 13 | 0 | 1 | 0 | 4 | 0 | 0 | 0 | 1 | 2 | 1 | 4 | 0 | 0 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 235 | 0 | 2 | 3 | 17 | 26 | 25 | 42 | 20 | 14 | 18 | 27 | 14 | 27 | 0 | 0 |
| Frivolous | 103 | 0 | 0 | 2 | 13 | 0 | 6 | 13 | 14 | 12 | 7 | 31 | 2 | 3 | 0 | 0 |

Table S-22. (September 30, 2001—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 4 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 1 | 0 | 1 | 0 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 5 | 0 | 0 |
| Complaint Withdrawn | 3 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 363 | 0 | 3 | 6 | 34 | 28 | 31 | 55 | 35 | 29 | 28 | 62 | 17 | 35 | 0 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judge Only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Publicly Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 303 | 0 | 15 | 10 | 40 | 25 | 30 | 53 | 33 | 10 | 13 | 38 | 12 | 23 | 1 | 0 |
| Withdrawn | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 305 | 0 | 15 | 10 | 41 | 25 | 30 | 53 | 33 | 10 | 13 | 38 | 13 | 23 | 1 | 0 |
| Complaints Pending on September 30, 2001 | 248 | 0 | 17 | 15 | 60 | 2 | 5 | 1 | 52 | 5 | 17 | 34 | 6 | 30 | 3 | 1 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. CLAIMS COURT.

² CIT = COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDICIAL OFFICERS. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

**Table S-22.
Report of Complaints Filed and Action Taken Under Authority of 28 U.S.C. 372(c)
During the 12-Month Period Ending September 30, 2002**

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 2001* | 262 | 0 | 17 | 15 | 60 | 3 | 5 | 19 | 44 | 5 | 17 | 36 | 6 | 31 | 3 | 1 |
| Complaints Filed | 657 | 0 | 20 | 14 | 62 | 51 | 59 | 81 | 77 | 28 | 54 | 105 | 47 | 54 | 5 | 0 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complainant | 656 | 0 | 20 | 13 | 62 | 51 | 59 | 81 | 77 | 28 | 54 | 105 | 47 | 54 | 5 | 0 |
| On Order of Chief Judge | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Officials Complained About** | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | |
| Circuit | 353 | 0 | 47 | 6 | 10 | 4 | 17 | 26 | 52 | 11 | 52 | 114 | 11 | 3 | 0 | 0 |
| District | 548 | 0 | 13 | 20 | 41 | 35 | 68 | 32 | 72 | 29 | 43 | 127 | 36 | 32 | 0 | 0 |
| National Courts | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 5 | 0 |
| Bankruptcy Judges | 57 | 0 | 1 | 1 | 1 | 6 | 4 | 2 | 2 | 0 | 3 | 27 | 2 | 8 | 0 | 0 |
| Magistrate Judges | 152 | 0 | 1 | 2 | 10 | 6 | 8 | 21 | 11 | 2 | 21 | 48 | 11 | 11 | 0 | 0 |
| Nature of Allegations** | | | | | | | | | | | | | | | | |
| Mental Disability | 33 | 0 | 0 | 0 | 4 | 1 | 3 | 2 | 6 | 1 | 3 | 11 | 2 | 0 | 0 | 0 |
| Physical Disability | 6 | 0 | 0 | 0 | 0 | 1 | 2 | 0 | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 0 |
| Demeanor | 17 | 0 | 0 | 1 | 3 | 0 | 3 | 0 | 0 | 0 | 0 | 7 | 0 | 3 | 0 | 0 |
| Abuse of Judicial Power | 327 | 0 | 1 | 7 | 57 | 6 | 29 | 49 | 14 | 13 | 19 | 71 | 17 | 41 | 3 | 0 |
| Prejudice/Bias | 314 | 0 | 34 | 16 | 40 | 13 | 20 | 35 | 51 | 11 | 20 | 36 | 19 | 16 | 3 | 0 |
| Conflict of Interest | 46 | 0 | 1 | 0 | 18 | 9 | 2 | 3 | 2 | 0 | 4 | 3 | 1 | 3 | 0 | 0 |
| Bribery/Corruption | 63 | 0 | 0 | 0 | 15 | 0 | 4 | 6 | 8 | 0 | 5 | 20 | 1 | 4 | 0 | 0 |
| Undue Decisional Delay | 75 | 0 | 1 | 0 | 15 | 3 | 3 | 5 | 3 | 7 | 10 | 15 | 7 | 6 | 0 | 0 |
| Incompetence/Neglect | 45 | 0 | 0 | 2 | 2 | 1 | 7 | 1 | 9 | 0 | 6 | 16 | 1 | 0 | 0 | 0 |
| Other | 129 | 0 | 4 | 2 | 0 | 46 | 3 | 16 | 8 | 2 | 4 | 32 | 9 | 3 | 0 | 0 |
| Complaints Concluded | 780 | 0 | 35 | 25 | 93 | 48 | 61 | 98 | 98 | 30 | 57 | 124 | 47 | 61 | 3 | 0 |
| Action By Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not in Conformity with Statute | 27 | 0 | 1 | 0 | 1 | 0 | 3 | 1 | 7 | 0 | 1 | 9 | 1 | 3 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 249 | 0 | 6 | 5 | 23 | 17 | 24 | 36 | 31 | 14 | 11 | 36 | 22 | 22 | 2 | 0 |
| Frivolous | 110 | 0 | 9 | 2 | 9 | 2 | 13 | 7 | 5 | 7 | 10 | 36 | 7 | 3 | 0 | 0 |

Table S-22. (September 30, 2002—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 3 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 |
| Action No Longer Necessary Because of Intervening Events | 6 | 0 | 0 | 0 | 2 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 2 | 0 | 0 |
| Complaint Withdrawn | 8 | 0 | 0 | 2 | 2 | 1 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 1 | 0 |
| Subtotal | 403 | 0 | 16 | 10 | 37 | 20 | 41 | 44 | 45 | 22 | 23 | 82 | 30 | 30 | 3 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges Only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 375 | 0 | 19 | 15 | 56 | 28 | 20 | 54 | 51 | 8 | 34 | 42 | 17 | 31 | 0 | 0 |
| Withdrawn | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 377 | 0 | 19 | 15 | 56 | 28 | 20 | 54 | 53 | 8 | 34 | 42 | 17 | 31 | 0 | 0 |
| Complaints Pending on September 30, 2002 | 139 | 0 | 2 | 4 | 29 | 6 | 3 | 2 | 23 | 3 | 14 | 17 | 6 | 24 | 5 | 1 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. CLAIMS COURT.² CIT = COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDICIAL OFFICERS. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22.
Report of Complaints Filed and Action Taken Under Authority of 28 U.S.C. 351-364
During the 12-Month Period Ending September 30, 2003

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 2002* | 141 | 0 | 3 | 4 | 29 | 6 | 3 | 7 | 22 | 4 | 15 | 16 | 6 | 20 | 5 | 1 |
| Complaints Filed | 835 | 2 | 11 | 36 | 69 | 41 | 67 | 107 | 73 | 28 | 97 | 146 | 47 | 110 | 0 | 1 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complainant | 835 | 2 | 11 | 36 | 69 | 41 | 67 | 107 | 73 | 28 | 97 | 146 | 47 | 110 | 0 | 1 |
| On Order of Chief Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Officials Complained About** | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | |
| Circuit | 204 | 6 | 4 | 19 | 8 | 4 | 16 | 27 | 15 | 2 | 26 | 43 | 12 | 22 | 0 | 0 |
| District | 719 | 0 | 14 | 24 | 49 | 28 | 54 | 54 | 53 | 34 | 157 | 156 | 39 | 57 | 0 | 0 |
| National Courts | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| Bankruptcy Judges | 38 | 0 | 0 | 2 | 1 | 3 | 1 | 2 | 5 | 2 | 1 | 16 | 3 | 2 | 0 | 0 |
| Magistrate Judges | 257 | 0 | 0 | 5 | 11 | 6 | 21 | 24 | 21 | 3 | 91 | 40 | 7 | 28 | 0 | 0 |
| Nature of Allegations** | | | | | | | | | | | | | | | | |
| Mental Disability | 26 | 0 | 0 | 1 | 6 | 4 | 5 | 1 | 0 | 1 | 2 | 5 | 0 | 1 | 0 | 0 |
| Physical Disability | 7 | 0 | 0 | 0 | 1 | 0 | 0 | 2 | 0 | 0 | 2 | 1 | 0 | 1 | 0 | 0 |
| Demeanor | 21 | 0 | 0 | 1 | 4 | 3 | 1 | 4 | 0 | 1 | 1 | 3 | 1 | 1 | 1 | 0 |
| Abuse of Judicial Power | 239 | 1 | 0 | 7 | 20 | 3 | 29 | 22 | 2 | 6 | 30 | 59 | 14 | 45 | 0 | 1 |
| Prejudice/Bias | 263 | 2 | 12 | 9 | 20 | 14 | 21 | 26 | 29 | 11 | 36 | 37 | 14 | 29 | 2 | 1 |
| Conflict of Interest | 33 | 0 | 0 | 1 | 3 | 5 | 3 | 2 | 2 | 1 | 2 | 7 | 3 | 4 | 0 | 0 |
| Bribery/Corruption | 87 | 0 | 0 | 1 | 4 | 6 | 10 | 6 | 15 | 0 | 20 | 22 | 0 | 3 | 0 | 0 |
| Undue Decisional Delay | 81 | 0 | 0 | 3 | 9 | 6 | 6 | 4 | 3 | 5 | 25 | 16 | 2 | 1 | 0 | 1 |
| Incompetence/Neglect | 47 | 0 | 0 | 3 | 3 | 2 | 8 | 2 | 3 | 0 | 15 | 6 | 1 | 4 | 0 | 0 |
| Other | 131 | 0 | 0 | 0 | 4 | 37 | 4 | 45 | 0 | 9 | 2 | 13 | 14 | 0 | 3 | 0 |
| Complaints Concluded | 682 | 2 | 12 | 18 | 42 | 40 | 69 | 94 | 53 | 31 | 87 | 117 | 42 | 69 | 4 | 2 |
| Action by Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 39 | 0 | 1 | 0 | 1 | 0 | 3 | 0 | 17 | 2 | 9 | 6 | 0 | 0 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 230 | 2 | 3 | 2 | 14 | 13 | 30 | 24 | 10 | 15 | 15 | 46 | 9 | 46 | 1 | 0 |
| Frivolous | 77 | 0 | 0 | 0 | 7 | 1 | 3 | 6 | 0 | 7 | 25 | 21 | 1 | 6 | 0 | 0 |

Table S-22. (September 30, 2003—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 3 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 |
| Action No Longer Necessary Because of Intervening Events | 8 | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 5 | 1 | 0 | 0 | 0 | 0 |
| Complaint Withdrawn | 8 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 4 | 2 | 0 | 1 | 0 | 0 |
| Subtotal | 365 | 2 | 4 | 3 | 22 | 15 | 37 | 31 | 27 | 24 | 59 | 77 | 10 | 53 | 1 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to Take Action (Magistrate Judges Only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| Dismissed the Complaint | 316 | 0 | 8 | 15 | 20 | 25 | 32 | 63 | 26 | 7 | 28 | 40 | 32 | 16 | 3 | 1 |
| Withdrawn | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial Conference | 0 | 0 | | | | | | | | | | | | | | |
| Subtotal | 317 | 0 | 8 | 15 | 20 | 25 | 32 | 63 | 26 | 7 | 28 | 40 | 32 | 16 | 3 | 2 |
| Complaints Pending on September 30, 2003 | 294 | 0 | 2 | 22 | 56 | 7 | 1 | 20 | 42 | 1 | 25 | 45 | 11 | 61 | 1 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. COURT OF FEDERAL CLAIMS.

² CIT = U.S. COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDGES. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22.

**Report of Complaints Filed and Action Taken Under Authority of 28 U.S.C. 351-364
During the 12-Month Period Ending September 30, 2004**

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 2003* | 249 | 0 | 2 | 19 | 34 | 3 | 10 | 19 | 22 | 1 | 29 | 38 | 11 | 61 | 0 | 0 |
| Complaints Filed | 712 | 2 | 31 | 30 | 23 | 40 | 63 | 95 | 72 | 34 | 77 | 146 | 41 | 58 | 0 | 0 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complainant | 712 | 2 | 31 | 30 | 23 | 40 | 63 | 95 | 72 | 34 | 77 | 146 | 41 | 58 | 0 | 0 |
| On Order of Chief Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Officials Complained About** | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | |
| Circuit | 240 | 6 | 20 | 16 | 4 | 6 | 23 | 16 | 24 | 8 | 14 | 84 | 13 | 6 | 0 | 0 |
| District | 539 | 0 | 39 | 21 | 15 | 22 | 52 | 51 | 69 | 27 | 55 | 128 | 23 | 37 | 0 | 0 |
| National Courts | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Bankruptcy Judges | 28 | 0 | 0 | 8 | 1 | 2 | 1 | 2 | 4 | 1 | 0 | 6 | 2 | 1 | 0 | 0 |
| Magistrate Judges | 149 | 0 | 1 | 5 | 3 | 10 | 18 | 26 | 7 | 3 | 25 | 26 | 11 | 14 | 0 | 0 |
| Nature of Allegations** | | | | | | | | | | | | | | | | |
| Mental Disability | 34 | 0 | 0 | 4 | 3 | 5 | 4 | 4 | 2 | 0 | 1 | 10 | 0 | 1 | 0 | 0 |
| Physical Disability | 6 | 0 | 0 | 0 | 2 | 1 | 0 | 0 | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 0 |
| Demeanor | 34 | 0 | 1 | 1 | 6 | 0 | 4 | 3 | 0 | 1 | 7 | 9 | 1 | 1 | 0 | 0 |
| Abuse of Judicial Power | 251 | 1 | 3 | 11 | 6 | 0 | 42 | 2 | 4 | 2 | 71 | 59 | 22 | 28 | 0 | 0 |
| Prejudice/Bias | 334 | 2 | 19 | 27 | 35 | 14 | 22 | 35 | 42 | 7 | 38 | 52 | 20 | 21 | 0 | 0 |
| Conflict of Interest | 67 | 0 | 5 | 8 | 4 | 6 | 3 | 3 | 2 | 0 | 5 | 22 | 7 | 2 | 0 | 0 |
| Bribery/Corruption | 93 | 0 | 0 | 9 | 5 | 10 | 5 | 3 | 1 | 0 | 25 | 33 | 0 | 2 | 0 | 0 |
| Undue Decisional Delay | 70 | 0 | 2 | 7 | 5 | 7 | 4 | 10 | 2 | 5 | 8 | 13 | 4 | 3 | 0 | 0 |
| Incompetence/Neglect | 106 | 0 | 0 | 9 | 3 | 8 | 2 | 3 | 0 | 0 | 18 | 16 | 0 | 47 | 0 | 0 |
| Other | 224 | 0 | 1 | 1 | 33 | 30 | 10 | 89 | 3 | 24 | 0 | 24 | 9 | 0 | 0 | 0 |
| Complaints Concluded | 784 | 2 | 28 | 40 | 51 | 34 | 73 | 99 | 56 | 35 | 94 | 135 | 42 | 95 | 0 | 0 |
| Action By Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 27 | 0 | 4 | 0 | 6 | 0 | 5 | 0 | 4 | 1 | 5 | 0 | 0 | 2 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 295 | 2 | 9 | 7 | 18 | 13 | 31 | 38 | 16 | 21 | 37 | 65 | 8 | 30 | 0 | 0 |
| Frivolous | 112 | 0 | 8 | 4 | 3 | 0 | 1 | 11 | 3 | 5 | 18 | 5 | 4 | 50 | 0 | 0 |

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Table S-22. (September 30, 2004—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 3 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 9 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 2 | 0 | 0 | 5 | 0 | 0 |
| Complaint Withdrawn | 3 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 |
| Subtotal | 449 | 2 | 21 | 11 | 29 | 13 | 37 | 51 | 23 | 27 | 63 | 72 | 13 | 87 | 0 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges Only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 335 | 0 | 7 | 29 | 22 | 21 | 36 | 48 | 33 | 8 | 31 | 63 | 29 | 8 | 0 | 0 |
| Withdrawn | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 335 | 0 | 7 | 29 | 22 | 21 | 36 | 48 | 33 | 8 | 31 | 63 | 29 | 8 | 0 | 0 |
| Complaints Pending on September 30, 2004 | 177 | 0 | 5 | 9 | 6 | 9 | 0 | 15 | 38 | 0 | 12 | 49 | 10 | 24 | 0 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. COURT OF FEDERAL CLAIMS.

² CIT = U.S. COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDGES. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22.
Report of Complaints Filed and Action Taken Under Authority of 28 U.S.C. 351-364
During the 12-Month Period Ending September 30, 2005

| Summary of Activity | Circuits | | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|--|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² | |
| Complaints Pending on September 30, 2004* | 212 | 0 | 4 | 9 | 57 | 9 | 8 | 16 | 30 | 1 | 13 | 30 | 8 | 25 | 2 | 0 | |
| Complaints Filed | 642 | 1 | 33 | 19 | 36 | 58 | 43 | 99 | 55 | 15 | 38 | 122 | 36 | 85 | 2 | 0 | |
| Complaint Type | | | | | | | | | | | | | | | | | |
| Written by Complainant | 642 | 1 | 33 | 19 | 36 | 58 | 43 | 99 | 55 | 15 | 38 | 122 | 36 | 85 | 2 | 0 | |
| On Order of Chief Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |
| Officials Complained About** | | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | | |
| Circuit | 177 | 1 | 18 | 1 | 7 | 4 | 28 | 10 | 7 | 6 | 2 | 80 | 7 | 6 | 0 | 0 | |
| District | 456 | 0 | 21 | 15 | 23 | 41 | 32 | 52 | 51 | 11 | 22 | 102 | 27 | 59 | 0 | 0 | |
| National Courts | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |
| Bankruptcy Judges | 31 | 0 | 0 | 4 | 0 | 5 | 1 | 2 | 3 | 1 | 2 | 9 | 2 | 2 | 0 | 0 | |
| Magistrate Judges | 135 | 0 | 1 | 4 | 6 | 8 | 9 | 35 | 5 | 2 | 13 | 27 | 7 | 18 | 0 | 0 | |
| Nature of Allegations** | | | | | | | | | | | | | | | | | |
| Mental Disability | 22 | 0 | 1 | 2 | 3 | 2 | 2 | 3 | 0 | 0 | 0 | 6 | 0 | 1 | 2 | 0 | |
| Physical Disability | 9 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | 2 | 1 | 0 | |
| Demeanor | 20 | 0 | 0 | 3 | 0 | 2 | 0 | 2 | 0 | 1 | 2 | 8 | 1 | 1 | 0 | 0 | |
| Abuse of Judicial Power | 206 | 1 | 7 | 13 | 3 | 5 | 26 | 6 | 3 | 4 | 28 | 57 | 0 | 52 | 1 | 0 | |
| Prejudice/Bias | 275 | 1 | 12 | 19 | 43 | 21 | 9 | 16 | 40 | 5 | 15 | 57 | 15 | 20 | 2 | 0 | |
| Conflict of Interest | 49 | 0 | 2 | 5 | 5 | 11 | 2 | 1 | 3 | 1 | 2 | 13 | 3 | 1 | 0 | 0 | |
| Bribery/Corruption | 51 | 0 | 0 | 3 | 2 | 1 | 2 | 2 | 1 | 0 | 4 | 32 | 0 | 4 | 0 | 0 | |
| Undue Decisional Delay | 65 | 0 | 0 | 6 | 8 | 8 | 2 | 9 | 2 | 0 | 4 | 14 | 7 | 5 | 0 | 0 | |
| Incompetence/Neglect | 52 | 0 | 2 | 4 | 4 | 3 | 2 | 3 | 0 | 1 | 8 | 22 | 1 | 1 | 1 | 0 | |
| Other | 260 | 0 | 2 | 1 | 80 | 40 | 11 | 80 | 0 | 7 | 1 | 19 | 18 | 0 | 1 | 0 | |
| Complaints Concluded | 667 | 1 | 22 | 23 | 91 | 47 | 48 | 90 | 47 | 16 | 45 | 120 | 33 | 81 | 3 | 0 | |
| Action by Chief Judges | | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 21 | 0 | 1 | 0 | 5 | 0 | 1 | 0 | 2 | 0 | 3 | 5 | 3 | 1 | 0 | 0 | |
| Directly Related to Decision | | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 319 | 1 | 8 | 8 | 46 | 18 | 20 | 30 | 12 | 6 | 29 | 57 | 16 | 65 | 3 | 0 | |
| Frivolous | 41 | 0 | 1 | 3 | 1 | 0 | 4 | 6 | 3 | 8 | 5 | 10 | 0 | 0 | 0 | 0 | |

Table S-22. (September 30, 2005—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 5 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 2 | 0 | 1 | 0 | 0 |
| Action No Longer Necessary Because of Intervening Events | 8 | 0 | 1 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 4 | 0 | 0 |
| Complaint Withdrawn | 6 | 0 | 0 | 0 | 2 | 0 | 0 | 2 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 |
| Subtotal | 400 | 1 | 11 | 11 | 54 | 20 | 26 | 39 | 17 | 14 | 38 | 76 | 19 | 71 | 3 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 267 | 0 | 11 | 12 | 37 | 27 | 22 | 51 | 30 | 2 | 7 | 44 | 14 | 10 | 0 | 0 |
| Withdrawn | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 267 | 0 | 11 | 12 | 37 | 27 | 22 | 51 | 30 | 2 | 7 | 44 | 14 | 10 | 0 | 0 |
| Complaints Pending on September 30, 2005 | 187 | 0 | 15 | 5 | 2 | 20 | 3 | 25 | 38 | 0 | 6 | 32 | 11 | 29 | 1 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹CC = U.S. COURT OF FEDERAL CLAIMS.

²CIT = U.S. COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDGES. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22.
Report of Complaints Filed and Action Taken Under Authority of 28 U.S.C. 351-364
During the 12-Month Period Ending September 30, 2006

| Summary of Activity | Circuits | | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|--|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² | |
| Complaints Pending on September 30, 2005* | 210 | 0 | 3 | 5 | 31 | 20 | 12 | 21 | 42 | 3 | 6 | 29 | 2 | 35 | 1 | 0 | |
| Complaints Filed | 643 | 1 | 16 | 31 | 14 | 43 | 47 | 76 | 72 | 35 | 44 | 133 | 49 | 79 | 3 | 0 | |
| Complaint Type | | | | | | | | | | | | | | | | | |
| Written by Complainant | 555 | 1 | 16 | 0 | 0 | 0 | 47 | 76 | 72 | 35 | 44 | 133 | 49 | 79 | 3 | 0 | |
| On Order of Chief Judges | 88 | 0 | 0 | 31 | 14 | 43 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |
| Officials Complained About** | | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | | |
| Circuit | 141 | 1 | 14 | 13 | 0 | 3 | 7 | 6 | 14 | 16 | 3 | 34 | 24 | 6 | 0 | 0 | |
| District | 505 | 0 | 17 | 50 | 10 | 31 | 36 | 45 | 68 | 31 | 32 | 99 | 40 | 46 | 0 | 0 | |
| National Courts | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 3 | 0 | |
| Bankruptcy Judges | 33 | 0 | 0 | 2 | 0 | 1 | 2 | 5 | 2 | 3 | 0 | 12 | 2 | 4 | 0 | 0 | |
| Magistrate Judges | 159 | 0 | 0 | 26 | 4 | 6 | 18 | 20 | 14 | 1 | 8 | 31 | 8 | 23 | 0 | 0 | |
| Nature of Allegations** | | | | | | | | | | | | | | | | | |
| Mental Disability | 30 | 0 | 3 | 4 | 1 | 3 | 1 | 4 | 0 | 1 | 0 | 11 | 2 | 0 | 0 | 0 | |
| Physical Disability | 3 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | |
| Demeanor | 35 | 0 | 0 | 0 | 0 | 4 | 2 | 4 | 1 | 1 | 1 | 17 | 5 | 0 | 0 | 0 | |
| Abuse of Judicial Power | 234 | 1 | 6 | 18 | 0 | 0 | 38 | 22 | 4 | 2 | 21 | 63 | 14 | 44 | 1 | 0 | |
| Prejudice/Bias | 295 | 1 | 3 | 22 | 28 | 22 | 16 | 35 | 50 | 9 | 18 | 45 | 14 | 31 | 1 | 0 | |
| Conflict of Interest | 43 | 0 | 1 | 6 | 1 | 15 | 2 | 2 | 0 | 0 | 4 | 9 | 2 | 0 | 1 | 0 | |
| Bribery/Corruption | 40 | 0 | 0 | 8 | 2 | 4 | 2 | 0 | 3 | 0 | 3 | 16 | 0 | 2 | 0 | 0 | |
| Undue Decisional Delay | 53 | 0 | 0 | 2 | 2 | 8 | 5 | 5 | 2 | 5 | 2 | 11 | 1 | 10 | 0 | 0 | |
| Incompetence/Neglect | 37 | 0 | 1 | 5 | 0 | 3 | 1 | 2 | 0 | 0 | 7 | 15 | 0 | 3 | 0 | 0 | |
| Other | 200 | 0 | 0 | 2 | 38 | 41 | 4 | 59 | 0 | 23 | 4 | 9 | 18 | 0 | 2 | 0 | |
| Complaints Concluded | 619 | 1 | 13 | 26 | 45 | 46 | 59 | 74 | 58 | 38 | 35 | 102 | 37 | 81 | 4 | 0 | |
| Action By Chief Judges | | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 25 | 0 | 2 | 1 | 8 | 0 | 2 | 0 | 3 | 2 | 2 | 3 | 2 | 0 | 0 | 0 | |
| Directly Related to Decision | | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 283 | 1 | 2 | 5 | 15 | 26 | 24 | 35 | 25 | 13 | 21 | 46 | 17 | 51 | 2 | 0 | |
| Frivolous | 63 | 0 | 4 | 4 | 3 | 0 | 3 | 4 | 5 | 18 | 4 | 7 | 4 | 7 | 0 | 0 | |

Table S-22. (September 30, 2006—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 5 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 1 | 1 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 6 | 0 | 1 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 2 | 0 | 0 |
| Complaint Withdrawn | 9 | 0 | 0 | 0 | 0 | 0 | 1 | 2 | 1 | 0 | 1 | 1 | 0 | 3 | 0 | 0 |
| Subtotal | 391 | 1 | 9 | 10 | 28 | 27 | 30 | 41 | 34 | 34 | 28 | 59 | 24 | 64 | 2 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges only) | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 227 | 0 | 4 | 16 | 17 | 19 | 29 | 33 | 24 | 4 | 7 | 43 | 13 | 16 | 2 | 0 |
| Withdrawn | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 0 | 0 | 0 | | | | | | | | | | | | | |
| Subtotal | 228 | 0 | 4 | 16 | 17 | 19 | 29 | 33 | 24 | 4 | 7 | 43 | 13 | 17 | 2 | 0 |
| Complaints Pending on September 30, 2006 | 234 | 0 | 6 | 10 | 0 | 17 | 0 | 23 | 56 | 0 | 15 | 60 | 14 | 33 | 0 | 0 |
| Special Investigating Committees Appointed | 7 | 0 | 0 | 0 | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 2 | 0 | 2 | 0 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹CC = U.S. COURT OF FEDERAL CLAIMS.²CIT = U.S. COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDGES. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22.
Report of Complaints Filed and Action Taken Under Authority of 28 U.S.C. 351-364
During the 12-Month Period Ending September 30, 2007

| Summary of Activity | Circuits | | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|--|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² | |
| Complaints Pending on September 30, 2006 * | 241 | 0 | 6 | 10 | 28 | 14 | 7 | 22 | 45 | 4 | 15 | 39 | 14 | 36 | 1 | 0 | |
| Complaints Filed | 841 | 0 | 30 | 32 | 22 | 81 | 82 | 130 | 76 | 48 | 49 | 151 | 37 | 99 | 4 | 0 | |
| Complaint Type | | | | | | | | | | | | | | | | | |
| Written by Complainant | 841 | 0 | 30 | 32 | 22 | 81 | 82 | 130 | 76 | 48 | 49 | 151 | 37 | 99 | 4 | 0 | |
| On Order of Chief Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |
| Officials Complained About ** | | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | | |
| Circuit | 226 | 0 | 14 | 0 | 6 | 21 | 37 | 30 | 18 | 6 | 1 | 61 | 18 | 14 | 0 | 0 | |
| District | 792 | 0 | 22 | 26 | 12 | 46 | 89 | 69 | 58 | 43 | 41 | 286 | 35 | 65 | 0 | 0 | |
| National Courts | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | |
| Bankruptcy Judges | 46 | 0 | 1 | 2 | 0 | 6 | 2 | 3 | 4 | 2 | 3 | 19 | 2 | 2 | 0 | 0 | |
| Magistrate Judges | 197 | 0 | 2 | 8 | 4 | 8 | 26 | 28 | 14 | 3 | 16 | 58 | 12 | 18 | 0 | 0 | |
| Nature of Allegations ** | | | | | | | | | | | | | | | | | |
| Mental Disability | 20 | 0 | 0 | 2 | 1 | 3 | 1 | 3 | 0 | 1 | 2 | 4 | 1 | 2 | 0 | 0 | |
| Physical Disability | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | |
| Demeanor | 22 | 0 | 0 | 2 | 0 | 3 | 2 | 3 | 2 | 1 | 4 | 4 | 1 | 0 | 0 | 0 | |
| Abuse of Judicial Power | 261 | 0 | 9 | 21 | 1 | 0 | 57 | 19 | 6 | 7 | 28 | 48 | 12 | 53 | 0 | 0 | |
| Prejudice/Bias | 298 | 0 | 13 | 19 | 30 | 22 | 19 | 41 | 51 | 10 | 15 | 27 | 19 | 31 | 1 | 0 | |
| Conflict of Interest | 46 | 0 | 0 | 5 | 1 | 7 | 4 | 7 | 3 | 0 | 5 | 10 | 4 | 0 | 0 | 0 | |
| Bribery/Corruption | 67 | 0 | 1 | 3 | 1 | 4 | 7 | 2 | 8 | 5 | 2 | 25 | 5 | 4 | 0 | 0 | |
| Undue Decisional Delay | 81 | 0 | 2 | 6 | 3 | 6 | 8 | 7 | 9 | 9 | 8 | 13 | 7 | 3 | 0 | 0 | |
| Incompetence/Neglect | 59 | 0 | 0 | 15 | 3 | 2 | 1 | 0 | 4 | 0 | 8 | 16 | 4 | 5 | 1 | 0 | |
| Other | 301 | 0 | 0 | 1 | 47 | 39 | 11 | 112 | 1 | 38 | 3 | 18 | 27 | 0 | 4 | 0 | |
| Complaints Concluded | 752 | 0 | 21 | 29 | 50 | 40 | 89 | 117 | 78 | 51 | 47 | 94 | 48 | 83 | 5 | 0 | |
| Action By Chief Judges | | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 18 | 0 | 0 | 1 | 1 | 0 | 7 | 0 | 6 | 0 | 0 | 2 | 0 | 1 | 0 | 0 | |
| Directly Related to Decision | | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 318 | 0 | 12 | 14 | 10 | 24 | 49 | 51 | 18 | 29 | 15 | 25 | 8 | 60 | 3 | 0 | |
| Frivolous | 56 | 0 | 4 | 3 | 2 | 0 | 2 | 9 | 2 | 12 | 6 | 7 | 7 | 2 | 0 | 0 | |

Table S-22. (September 30, 2007—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Appropriate Action Already Taken | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 6 | 0 | 2 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 3 | 0 | 0 |
| Complaint Withdrawn | 3 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 |
| Subtotal | 404 | 0 | 18 | 18 | 13 | 24 | 60 | 61 | 27 | 42 | 21 | 35 | 15 | 67 | 3 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 344 | 0 | 3 | 11 | 37 | 16 | 29 | 54 | 50 | 9 | 26 | 58 | 33 | 16 | 2 | 0 |
| Withdrawn | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 348 | 0 | 3 | 11 | 37 | 16 | 29 | 56 | 51 | 9 | 26 | 59 | 33 | 16 | 2 | 0 |
| Complaints Pending on September 30, 2007 | 330 | 0 | 15 | 13 | 0 | 55 | 0 | 35 | 43 | 1 | 17 | 96 | 3 | 52 | 0 | 0 |
| Special Investigating Committees Appointed | 5 | 0 | 0 | 0 | 1 | 0 | 0 | 2 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. COURT OF FEDERAL CLAIMS.

² CIT = U.S. COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDGES. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22A.
Report of Complaints Filed and Action Taken Under Authority of 28 U.S.C. 351-364
During October 1, 2007, Through May 10, 2008

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 2007* | 333 | 1 | 12 | 13 | 13 | 54 | 12 | 25 | 42 | 0 | 16 | 87 | 7 | 51 | 0 | 0 |
| Complaints Filed | 491 | 0 | 17 | 12 | 4 | 66 | 37 | 82 | 41 | 43 | 33 | 87 | 17 | 52 | 0 | 0 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complainant | 491 | 0 | 17 | 12 | 4 | 66 | 37 | 82 | 41 | 43 | 33 | 87 | 17 | 52 | 0 | 0 |
| On Order of Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Officials Complained About** | | | | | | | | | | | | | | | | |
| Judges | | | | | | | | | | | | | | | | |
| Circuit | 112 | 0 | 4 | 0 | 1 | 14 | 10 | 19 | 9 | 9 | 10 | 24 | 3 | 9 | 0 | 0 |
| District | 344 | 0 | 12 | 9 | 3 | 37 | 38 | 43 | 41 | 32 | 26 | 60 | 13 | 30 | 0 | 0 |
| National Court | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Bankruptcy Judges | 24 | 0 | 0 | 1 | 0 | 2 | 4 | 3 | 1 | 1 | 5 | 1 | 6 | 0 | 0 | 0 |
| Magistrate Judges | 105 | 0 | 1 | 2 | 0 | 13 | 8 | 17 | 9 | 6 | 9 | 26 | 7 | 7 | 0 | 0 |
| Nature of Allegations** | | | | | | | | | | | | | | | | |
| Mental Disability | 16 | 0 | 0 | 3 | 1 | 6 | 1 | 2 | 0 | 0 | 0 | 1 | 1 | 1 | 0 | 0 |
| Physical Disability | 4 | 0 | 0 | 2 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Demeanor | 5 | 0 | 0 | 0 | 0 | 1 | 0 | 2 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 |
| Abuse of Judicial Power | 242 | 1 | 11 | 16 | 1 | 2 | 31 | 19 | 6 | 7 | 44 | 59 | 0 | 45 | 0 | 0 |
| Prejudice/Bias | 232 | 1 | 2 | 13 | 5 | 27 | 8 | 49 | 18 | 9 | 25 | 30 | 13 | 32 | 0 | 0 |
| Conflict of Interest | 25 | 0 | 0 | 0 | 0 | 9 | 1 | 3 | 0 | 0 | 5 | 6 | 1 | 0 | 0 | 0 |
| Bribery/Corruption | 51 | 0 | 0 | 3 | 1 | 11 | 1 | 0 | 4 | 5 | 13 | 11 | 1 | 1 | 0 | 0 |
| Undue Decisional Delay | 45 | 0 | 1 | 3 | 3 | 8 | 6 | 0 | 1 | 2 | 6 | 7 | 4 | 4 | 0 | 0 |
| Incompetence/Neglect | 46 | 1 | 2 | 4 | 2 | 7 | 2 | 0 | 8 | 1 | 12 | 1 | 1 | 5 | 0 | 0 |
| Other | 225 | 1 | 0 | 1 | 14 | 56 | 9 | 86 | 1 | 30 | 1 | 8 | 18 | 0 | 0 | 0 |
| Complaints Concluded | 552 | 1 | 14 | 21 | 17 | 60 | 49 | 93 | 33 | 43 | 46 | 69 | 24 | 82 | 0 | 0 |
| Action by Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 13 | 0 | 0 | 2 | 2 | 0 | 0 | 0 | 1 | 0 | 1 | 7 | 0 | 0 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 236 | 1 | 3 | 6 | 9 | 31 | 29 | 22 | 20 | 26 | 13 | 25 | 11 | 40 | 0 | 0 |
| Frivolous | 23 | 0 | 0 | 0 | 1 | 0 | 1 | 7 | 1 | 6 | 1 | 4 | 1 | 1 | 0 | 0 |

Table S-22A. (May 10, 2008—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Lacked Factual Foundation | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 3 | 0 | 0 |
| Appropriate Action Already Taken | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 2 | 0 | 1 | 0 | 0 |
| Complaint Withdrawn | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 288 | 1 | 3 | 8 | 12 | 31 | 30 | 34 | 22 | 32 | 17 | 41 | 12 | 45 | 0 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed the Complaint | 263 | 0 | 11 | 13 | 6 | 29 | 19 | 58 | 10 | 10 | 29 | 33 | 12 | 33 | 0 | 0 |
| Withdrawn | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 264 | 0 | 11 | 13 | 6 | 29 | 19 | 59 | 10 | 10 | 29 | 33 | 12 | 33 | 0 | 0 |
| Complaints Pending on September 30, 2008 | 272 | 0 | 15 | 4 | 0 | 60 | 0 | 14 | 50 | 0 | 3 | 105 | 0 | 21 | 0 | 0 |
| Special Investigating Committees Appointed | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. COURT OF FEDERAL CLAIMS.

² CIT = U.S. COURT OF INTERNATIONAL TRADE.

* REVISED.

** EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS AGAINST NUMEROUS JUDGES. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22B.
Report of Complaints Filed and Action Taken Under Authority of 28 U.S.C. 351-364
During May 11, 2008, Through September 30, 2008

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Filed | 672 | 10 | 20 | 26 | 71 | 44 | 52 | 52 | 35 | 67 | 24 | 144 | 58 | 69 | 0 | 0 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complainant | 670 | 10 | 20 | 26 | 71 | 43 | 52 | 52 | 35 | 67 | 24 | 143 | 58 | 69 | 0 | 0 |
| On Order of Chief Judge | 2 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Complainants | | | | | | | | | | | | | | | | |
| Prison Inmates | 354 | 1 | 4 | 7 | 18 | 14 | 40 | 31 | 18 | 36 | 20 | 83 | 50 | 32 | 0 | 0 |
| Litigants | 303 | 9 | 14 | 17 | 51 | 29 | 12 | 21 | 12 | 32 | 5 | 56 | 8 | 37 | 0 | 0 |
| Attorneys | 7 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Public Officials | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other | 13 | 0 | 1 | 2 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 8 | 0 | 0 | 0 | 0 |
| Judges Complained About | | | | | | | | | | | | | | | | |
| Circuit Judges | 165 | 4 | 5 | 6 | 10 | 11 | 3 | 8 | 0 | 26 | 7 | 43 | 29 | 13 | 0 | 0 |
| District Judges | 382 | 5 | 14 | 17 | 50 | 25 | 35 | 25 | 24 | 35 | 14 | 77 | 27 | 34 | 0 | 0 |
| Court of International Trade Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Court of Federal Claims Judges | 2 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Bankruptcy Judges | 16 | 0 | 0 | 0 | 3 | 2 | 0 | 3 | 2 | 1 | 0 | 2 | 0 | 3 | 0 | 0 |
| Magistrate Judges | 107 | 1 | 1 | 3 | 8 | 5 | 14 | 16 | 9 | 5 | 3 | 21 | 2 | 19 | 0 | 0 |
| Nature of Allegations * | | | | | | | | | | | | | | | | |
| Erroneous Decision | 338 | 4 | 13 | 19 | 26 | 29 | 11 | 39 | 19 | 6 | 13 | 113 | 2 | 44 | 0 | 0 |
| Delayed Decision | 104 | 1 | 1 | 6 | 6 | 12 | 11 | 4 | 8 | 1 | 3 | 44 | 1 | 6 | 0 | 0 |
| Failure to Give Reasons for Decision | 18 | 0 | 0 | 3 | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 10 | 0 | 1 | 0 | 0 |
| Improper Discussions With Party or Counsel | 29 | 0 | 1 | 3 | 2 | 1 | 1 | 0 | 1 | 5 | 4 | 7 | 4 | 0 | 0 | 0 |
| Hostility Toward Litigant or Attorney | 69 | 0 | 1 | 6 | 2 | 8 | 4 | 4 | 4 | 0 | 10 | 28 | 0 | 2 | 0 | 0 |
| Racial, Religious, or Ethnic Bias | 93 | 0 | 4 | 2 | 6 | 2 | 6 | 4 | 2 | 0 | 6 | 30 | 28 | 3 | 0 | 0 |
| Personal Bias Against Litigant or Attorney | 116 | 1 | 5 | 9 | 11 | 4 | 8 | 14 | 13 | 1 | 12 | 22 | 3 | 13 | 0 | 0 |
| Conflict of Interest (Including Refusal to Recuse) | 46 | 0 | 3 | 5 | 5 | 2 | 3 | 10 | 2 | 2 | 4 | 9 | 0 | 1 | 0 | 0 |
| Failure to Meet Financial Disclosure Requirements | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Improper Outside Income | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Partisan Political Activity or Statement | 3 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Acceptance of Bribe | 21 | 0 | 0 | 0 | 0 | 2 | 0 | 1 | 0 | 0 | 0 | 17 | 0 | 1 | 0 | 0 |
| Effort to Obtain Favor for Friend or Relative | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Solicitation of Funds for Organization | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Violation of Other Standards | 55 | 1 | 1 | 5 | 1 | 1 | 1 | 0 | 9 | 1 | 14 | 20 | 0 | 1 | 0 | 0 |
| Other Misconduct | 262 | 4 | 1 | 9 | 39 | 7 | 24 | 14 | 1 | 60 | 5 | 28 | 57 | 13 | 0 | 0 |
| Disability | 30 | 0 | 0 | 2 | 10 | 1 | 2 | 4 | 1 | 0 | 2 | 2 | 5 | 1 | 0 | 0 |
| Actions Regarding the Complaints | | | | | | | | | | | | | | | | |
| Concluded by Complainant or Subject Judge | 4 | 0 | 1 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Complaint Withdrawn With Consent of Chief Judge | 4 | 0 | 1 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Withdrawal of Petition for Review | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

Table S-22B. (September 30, 2008—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Actions by Chief Judge | | | | | | | | | | | | | | | | |
| Matters returned from Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Dismissed in Whole or in Part | 199 | 6 | 13 | 2 | 26 | 0 | 37 | 16 | 0 | 28 | 10 | 0 | 32 | 29 | 0 | 0 |
| Not Misconduct or Disability | 23 | 0 | 0 | 2 | 1 | 0 | 11 | 0 | 0 | 5 | 3 | 0 | 1 | 0 | 0 | 0 |
| Merits Related | 167 | 0 | 10 | 2 | 14 | 0 | 34 | 15 | 0 | 25 | 10 | 0 | 30 | 27 | 0 | 0 |
| Frivolous | 39 | 0 | 0 | 2 | 4 | 0 | 4 | 4 | 0 | 9 | 8 | 0 | 1 | 7 | 0 | 0 |
| Allegations Lack Sufficient Evidence | 56 | 0 | 5 | 0 | 9 | 0 | 7 | 0 | 0 | 0 | 4 | 0 | 30 | 1 | 0 | 0 |
| Allegations Incapable of Being Established | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Filed in Wrong Circuit | 6 | 6 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Otherwise Not Appropriate | 4 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 1 | 0 | 0 | 0 |
| Complaint Concluded in Whole or in Part | 3 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 |
| Informal Resolution Before Complaint Filed | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 |
| Voluntary Corrective Action Taken | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Intervening Events | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Referred to Special Committee | 2 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Actions by Special Committees | | | | | | | | | | | | | | | | |
| Matter Returned From Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| New Matter Referred to Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Judicial Council Proceedings | | | | | | | | | | | | | | | | |
| Matter Returned from Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Transferred to/From Another Circuit | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Special Committee Reports Submitted to | | | | | | | | | | | | | | | | |
| Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Received Petition for Review | 22 | 0 | 0 | 1 | 8 | 0 | 3 | 0 | 0 | 0 | 8 | 0 | 0 | 2 | 0 | 0 |
| Action on Petition for Review Petition Denied | 77 | 0 | 8 | 2 | 8 | 0 | 22 | 0 | 0 | 6 | 8 | 0 | 21 | 2 | 0 | 0 |
| Matter Returned to Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Matter Returned to Chief Judge for | | | | | | | | | | | | | | | | |
| Appointment of Special Committee | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Received Special Committee Report | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Action on Special Committee Report | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not Misconduct or Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Merits Related | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allegations Lack Sufficient Evidence | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Otherwise Not Appropriate | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Corrective Action Taken or Intervening Events | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Remedial Action Taken | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

Table S-22B. (September 30, 2008—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Censure or Reprimand | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Suspension of Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Action Against Magistrate Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Removal of Bankruptcy Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requesting of Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certifying Disability of Circuit or District Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Additional Investigation Warranted | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Returned to Special Committee | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Retained by Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Actions by Chief Justice | | | | | | | | | | | | | | | | |
| Transferred to Judicial Council | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Received From Judicial Council | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaints Pending on September 30, 2008 | 465 | 4 | 6 | 24 | 45 | 43 | 13 | 36 | 35 | 39 | 14 | 142 | 26 | 38 | 0 | 0 |

NOTE: EXCLUDES COMPLAINTS NOT ACCEPTED BY THE CIRCUITS BECAUSE THEY DUPLICATED PREVIOUS FILINGS OR WERE OTHERWISE INVALID FILINGS.

¹ CC = U.S. COURT OF FEDERAL CLAIMS.

² CIT = U.S. COURT OF INTERNATIONAL TRADE.

* EACH COMPLAINT MAY INVOLVE MULTIPLE ALLEGATIONS. NATURE OF ALLEGATIONS IS COUNTED WHEN A COMPLAINT IS CONCLUDED.

Table S-22A.
Report of Action Taken Under Authority of 28 U.S.C. 351-364
During the 12-Month Period Ending September 30, 2009, on Complaints Filed Before May 11, 2008

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|------|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed. | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 2008 ³ | 165 | 0 | 0 | 3 | 0 | 38 | 0 | 8 | 32 | 0 | 9 | 74 | 0 | 1 | 0 | 0 |
| Complaints Concluded | 150 | 0 | 0 | 3 | 0 | 37 | 0 | 8 | 24 | 0 | 9 | 68 | 0 | 1 | 0 | 0 |
| Action by Chief Judges | | | | | | | | | | | | | | | | |
| Complaint Dismissed ⁴ | | | | | | | | | | | | | | | | |
| Not in Conformity With Statute | 24 | 0 | 0 | 3 | 0 | 6 | 0 | 0 | 1 | 0 | 9 | 5 | 0 | 0 | 0 | 0 |
| Directly Related to Decision | | | | | | | | | | | | | | | | |
| or Procedural Ruling | 128 | 0 | 0 | 3 | 0 | 35 | 0 | 6 | 22 | 0 | 9 | 53 | 0 | 0 | 0 | 0 |
| Frivolous | 95 | 0 | 0 | 2 | 0 | 35 | 0 | 2 | 3 | 0 | 9 | 43 | 0 | 1 | 0 | 0 |
| Lacked Factual Foundation | 4 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Appropriate Action Already Taken | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | 0 | 0 | 0 |
| Action No Longer Necessary Because of | | | | | | | | | | | | | | | | |
| Intervening Events | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 0 |
| Complaint Withdrawn | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 258 | 0 | 0 | 9 | 0 | 77 | 0 | 8 | 27 | 0 | 27 | 109 | 0 | 1 | 0 | 0 |
| Action by Judicial Councils | | | | | | | | | | | | | | | | |
| Directed Chief District Judge to | | | | | | | | | | | | | | | | |
| Take Action (Magistrate Judges Only) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certified Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requested Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Temporary Suspension | | | | | | | | | | | | | | | | |
| of Case Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Privately Censured | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Publicly Censured | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Ordered Other Appropriate Action | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Dismissed Complaint | 85 | 0 | 0 | 3 | 0 | 28 | 0 | 7 | 16 | 0 | 8 | 23 | 0 | 0 | 0 | 0 |
| Withdrawn | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial | | | | | | | | | | | | | | | | |
| Conference | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 87 | 0 | 0 | 3 | 0 | 28 | 0 | 9 | 16 | 0 | 8 | 23 | 0 | 0 | 0 | 0 |
| Complaints Pending on September 30, 2009 | 15 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 8 | 0 | 0 | 6 | 0 | 0 | 0 | 0 |
| Special Investigating Committees Appointed | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

NOTE: Excludes complaints not accepted by the circuits because they duplicated previous filings or were otherwise invalid filings.

¹ CC = U.S. Court of Federal Claims.

² CIT = U.S. Court of International Trade.

³ Revised.

⁴ Each complaint may involve multiple reasons for dismissal.

Table S-22B.
Report of Action Taken Under Authority of 28 U.S.C. 351-364 During
the 12-Month Period Ending September 30, 2009, on Complaints Filed on or After May 11, 2008

| Summary of Activity | Circuits | | | | | | | | | | | | | | | National Courts | |
|---|----------|------|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|--|
| | Total | Fed. | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² | |
| Complaints Pending on September 30, 2008 ³ | 498 | 5 | 2 | 22 | 62 | 42 | 22 | 22 | 35 | 36 | 19 | 143 | 52 | 36 | 0 | 0 | |
| Complaints Filed | 1,543 | 14 | 48 | 81 | 94 | 149 | 138 | 164 | 170 | 111 | 61 | 304 | 73 | 136 | 0 | 0 | |
| Complaint Type | | | | | | | | | | | | | | | | | |
| Written by Complainant | 1,540 | 14 | 48 | 81 | 94 | 149 | 138 | 164 | 170 | 110 | 61 | 304 | 71 | 136 | 0 | 0 | |
| On Order of Chief Judges | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 2 | 0 | 0 | 0 | |
| Complainants ⁴ | | | | | | | | | | | | | | | | | |
| Prison Inmates | 691 | 2 | 9 | 67 | 33 | 61 | 78 | 73 | 58 | 49 | 33 | 128 | 47 | 53 | 0 | 0 | |
| Litigants | 778 | 12 | 38 | 12 | 58 | 79 | 51 | 64 | 113 | 60 | 32 | 163 | 23 | 73 | 0 | 0 | |
| Attorneys | 34 | 0 | 1 | 1 | 3 | 6 | 2 | 16 | 0 | 1 | 0 | 4 | 0 | 0 | 0 | 0 | |
| Public Officials | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | |
| Other | 55 | 0 | 0 | 1 | 0 | 4 | 8 | 12 | 0 | 4 | 0 | 14 | 3 | 9 | 0 | 0 | |
| Judges Complained About | | | | | | | | | | | | | | | | | |
| Circuit Judges | 373 | 11 | 10 | 9 | 15 | 44 | 26 | 31 | 57 | 44 | 14 | 57 | 21 | 34 | 0 | 0 | |
| District Judges | 869 | 1 | 34 | 52 | 62 | 77 | 86 | 94 | 79 | 59 | 37 | 170 | 43 | 75 | 0 | 0 | |
| Court of International Trade Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |
| Court of Federal Claims Judges | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |
| Bankruptcy Judges | 35 | 0 | 1 | 1 | 2 | 3 | 1 | 3 | 5 | 3 | 0 | 9 | 3 | 4 | 0 | 0 | |
| Magistrate Judges | 265 | 1 | 3 | 19 | 15 | 25 | 25 | 36 | 29 | 5 | 10 | 68 | 6 | 23 | 0 | 0 | |
| Nature of Allegations ⁵ | | | | | | | | | | | | | | | | | |
| Erroneous Decision | 970 | 9 | 18 | 77 | 49 | 18 | 33 | 153 | 146 | 8 | 15 | 272 | 46 | 126 | 0 | 0 | |
| Delayed Decision | 195 | 0 | 6 | 4 | 11 | 26 | 29 | 18 | 45 | 18 | 0 | 29 | 5 | 4 | 0 | 0 | |
| Failure to Give Reasons for Decision | 24 | 0 | 0 | 2 | 3 | 7 | 1 | 2 | 3 | 0 | 4 | 1 | 1 | 0 | 0 | 0 | |
| Improper Discussions With Party or Counsel | 93 | 0 | 2 | 3 | 3 | 6 | 4 | 19 | 11 | 2 | 18 | 16 | 9 | 0 | 0 | 0 | |
| Hostility Toward Litigant or Attorney | 134 | 0 | 3 | 4 | 6 | 19 | 9 | 23 | 23 | 3 | 12 | 22 | 7 | 3 | 0 | 0 | |
| Racial, Religious, or Ethnic Bias | 93 | 0 | 1 | 2 | 15 | 7 | 23 | 7 | 7 | 2 | 4 | 16 | 2 | 7 | 0 | 0 | |
| Personal Bias Against Litigant or Attorney | 317 | 0 | 6 | 15 | 13 | 40 | 14 | 49 | 31 | 32 | 19 | 63 | 13 | 22 | 0 | 0 | |
| Conflict of Interest (Including Refusal to Recuse) | 129 | 0 | 2 | 3 | 17 | 19 | 7 | 22 | 18 | 1 | 5 | 27 | 7 | 1 | 0 | 0 | |
| Failure to Meet Financial Disclosure Requirements | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 2 | 0 | 0 | 0 | |
| Improper Outside Income | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |
| Partisan Political Activity or Statement | 6 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | 0 | 0 | |
| Acceptance of Bribe | 18 | 0 | 1 | 1 | 1 | 4 | 1 | 2 | 3 | 3 | 1 | 1 | 0 | 0 | 0 | 0 | |
| Effort to Obtain Favor for Friend or Relative | 13 | 0 | 1 | 1 | 2 | 1 | 5 | 0 | 0 | 0 | 2 | 0 | 0 | 1 | 0 | 0 | |
| Solicitation of Funds for Organization | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |
| Violation of Other Standards | 115 | 3 | 0 | 5 | 26 | 13 | 9 | 6 | 2 | 2 | 30 | 16 | 1 | 2 | 0 | 0 | |
| Other Misconduct | 507 | 5 | 27 | 65 | 34 | 96 | 39 | 38 | 32 | 74 | 12 | 35 | 48 | 2 | 0 | 0 | |
| Disability | 38 | 0 | 0 | 0 | 1 | 5 | 0 | 11 | 0 | 2 | 3 | 7 | 5 | 4 | 0 | 0 | |
| Actions Regarding the Complaints | | | | | | | | | | | | | | | | | |
| Concluded by Complainant or Subject Judge | 9 | 0 | 0 | 0 | 1 | 3 | 3 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | |
| Complaint Withdrawn with Consent of Chief Judge | 9 | 0 | 0 | 0 | 1 | 3 | 3 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | |
| Withdrawal of Petition for Review | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |

Table S-22B. (September 30, 2009—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Actions by Chief Judge | | | | | | | | | | | | | | | | |
| Matters returned from Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Dismissed in Whole or in Part ⁶ | 1,163 | 12 | 48 | 81 | 84 | 79 | 130 | 115 | 67 | 113 | 52 | 172 | 78 | 132 | 0 | 0 |
| Not Misconduct or Disability | 146 | 0 | 0 | 71 | 2 | 23 | 13 | 3 | 5 | 5 | 5 | 13 | 4 | 2 | 0 | 0 |
| Merits Related | 1,022 | 8 | 22 | 80 | 82 | 77 | 116 | 107 | 61 | 89 | 45 | 144 | 74 | 117 | 0 | 0 |
| Frivolous | 283 | 0 | 0 | 19 | 0 | 55 | 8 | 63 | 1 | 28 | 29 | 66 | 0 | 14 | 0 | 0 |
| Allegations Lack Sufficient Evidence | 509 | 2 | 37 | 1 | 58 | 61 | 79 | 17 | 13 | 9 | 30 | 119 | 46 | 37 | 0 | 0 |
| Allegations Incapable of Being Established | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| Filed in Wrong Circuit | 7 | 6 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Otherwise Not Appropriate | 95 | 1 | 2 | 0 | 1 | 2 | 6 | 0 | 0 | 2 | 9 | 70 | 0 | 2 | 0 | 0 |
| Complaint Concluded in Whole or in Part | | | | | | | | | | | | | | | | |
| Informal Resolution Before Complaint Filed | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Voluntary Corrective Action Taken | 6 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 4 | 0 | 0 | 0 |
| Intervening Events | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | 0 | 0 |
| Complaint Referred to Special Committee | 6 | 0 | 0 | 0 | 0 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 |
| Actions by Special Committees | | | | | | | | | | | | | | | | |
| Matter Returned From Judicial Council | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| New Matter Referred to Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Judicial Council Proceedings | | | | | | | | | | | | | | | | |
| Matter returned from Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Transferred to/From Another Circuit | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Special Committee Reports Submitted to | | | | | | | | | | | | | | | | |
| Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Received Petition for Review | 479 | 1 | 8 | 12 | 44 | 36 | 58 | 53 | 42 | 53 | 31 | 39 | 58 | 44 | 0 | 0 |
| Action on Petition for Review Petition Denied | 465 | 1 | 8 | 17 | 41 | 34 | 65 | 56 | 8 | 57 | 34 | 39 | 54 | 51 | 0 | 0 |
| Matter Returned to Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Matter Returned to Chief Judge for | | | | | | | | | | | | | | | | |
| Appointment of Special Committee | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Received Special Committee Report | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Action on Special Committee Report | | | | | | | | | | | | | | | | |
| Complaint Dismissed | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Not Misconduct or Disability | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Merits Related | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allegations Lack Sufficient Evidence | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Otherwise Not Appropriate | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Corrective Action Taken or Intervening Events | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Remedial Action Taken | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

Table S-22B. (September 30, 2009—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|-----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Fed | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Censure or Reprimand | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Suspension of Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Action Against Magistrate Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Removal of Bankruptcy Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requesting of Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certifying Disability of Circuit or District Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Additional Investigation Warranted | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Returned to Special Committee | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Retained by Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Actions by Chief Justice | | | | | | | | | | | | | | | | |
| Transferred to Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Received From Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaints Terminated as Final Between | | | | | | | | | | | | | | | | |
| October 1, 2008, and September 30, 2009 | 1,130 | 12 | 35 | 90 | 81 | 71 | 126 | 103 | 30 | 136 | 60 | 146 | 96 | 144 | 0 | 0 |
| Complaints Pending on September 30, 2009 | | | | | | | | | | | | | | | | |
| | 911 | 7 | 15 | 13 | 75 | 120 | 34 | 83 | 175 | 11 | 20 | 301 | 29 | 28 | 0 | 0 |

NOTE: Excludes complaints not accepted by the circuits because they duplicated previous filings or were otherwise invalid filings.

¹ CC = U.S. Court of Federal Claims.

² CIT = U.S. Court of International Trade.

³ Revised.

⁴ Number of complainants may not equal total number of filings because each complaint may have multiple complainants.

⁵ Each complaint may involve multiple allegations.

⁶ Each complaint may have multiple reasons for dismissal.

Table S-22.
Report of Action Taken Under Authority of 28 U.S.C. 351-364 During
the 12-Month Period Ending September 30, 2010, on Complaints Filed on or After May 11, 2008

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|--------------|----------|-----------|-----------|-----------|------------|------------|------------|------------|------------|-----------|------------|-----------|------------|-----------------|------------------|
| | Total | Federal | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 2009 ³ | 854 | 7 | 5 | 13 | 64 | 117 | 36 | 65 | 175 | 10 | 20 | 291 | 18 | 33 | 0 | 0 |
| Complaints Filed | 1,448 | 5 | 93 | 30 | 96 | 123 | 153 | 231 | 137 | 110 | 48 | 199 | 62 | 161 | 0 | 0 |
| Complaint Type | | | | | | | | | | | | | | | | |
| Written by Complainant | 1,447 | 5 | 93 | 30 | 96 | 123 | 153 | 231 | 137 | 110 | 48 | 199 | 61 | 161 | 0 | 0 |
| On Order of Chief Judges | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Complainants ⁴ | | | | | | | | | | | | | | | | |
| Prison Inmates | 619 | 1 | 25 | 4 | 44 | 36 | 71 | 114 | 70 | 19 | 25 | 95 | 26 | 89 | 0 | 0 |
| Litigants | 750 | 4 | 66 | 20 | 37 | 83 | 76 | 96 | 64 | 85 | 20 | 96 | 33 | 70 | 0 | 0 |
| Attorneys | 19 | 0 | 1 | 1 | 4 | 2 | 1 | 1 | 2 | 5 | 0 | 2 | 0 | 0 | 0 | 0 |
| Public Officials | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other | 29 | 0 | 1 | 0 | 3 | 1 | 2 | 15 | 0 | 0 | 2 | 1 | 2 | 2 | 0 | 0 |
| Judges Complained About | | | | | | | | | | | | | | | | |
| Circuit Judges | 298 | 3 | 43 | 6 | 11 | 25 | 19 | 54 | 16 | 30 | 7 | 41 | 10 | 33 | 0 | 0 |
| District Judges | 812 | 1 | 48 | 18 | 68 | 74 | 93 | 116 | 86 | 54 | 23 | 105 | 34 | 92 | 0 | 0 |
| Court of International Trade Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Court of Federal Claims Judges | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Bankruptcy Judges | 44 | 0 | 1 | 5 | 1 | 4 | 3 | 4 | 1 | 11 | 1 | 9 | 1 | 3 | 0 | 0 |
| Magistrate Judges | 293 | 0 | 1 | 1 | 16 | 20 | 38 | 57 | 34 | 15 | 17 | 44 | 17 | 33 | 0 | 0 |
| Nature of Allegations ⁵ | | | | | | | | | | | | | | | | |
| Erroneous Decision | 872 | 5 | 57 | 23 | 18 | 17 | 22 | 216 | 118 | 1 | 28 | 188 | 50 | 129 | 0 | 0 |
| Delayed Decision | 137 | 0 | 5 | 4 | 13 | 20 | 17 | 21 | 19 | 0 | 0 | 10 | 10 | 18 | 0 | 0 |
| Failure to Give Reasons for Decision | 14 | 0 | 0 | 0 | 0 | 0 | 5 | 4 | 0 | 0 | 1 | 3 | 0 | 1 | 0 | 0 |
| Improper Discussions With Party or Counsel | 116 | 0 | 11 | 2 | 8 | 9 | 12 | 22 | 6 | 2 | 7 | 20 | 6 | 11 | 0 | 0 |
| Hostility Toward Litigant or Attorney | 114 | 0 | 11 | 6 | 7 | 12 | 17 | 20 | 12 | 2 | 6 | 9 | 6 | 6 | 0 | 0 |
| Racial, Religious, or Ethnic Bias | 83 | 0 | 1 | 0 | 10 | 2 | 10 | 17 | 8 | 2 | 5 | 21 | 3 | 4 | 0 | 0 |
| Personal Bias Against Litigant or Attorney | 281 | 0 | 8 | 14 | 15 | 23 | 21 | 57 | 33 | 2 | 8 | 57 | 20 | 23 | 0 | 0 |
| Conflict of Interest (Incl. Refusal to Recuse) | 129 | 0 | 1 | 3 | 7 | 15 | 16 | 25 | 16 | 2 | 5 | 16 | 4 | 19 | 0 | 0 |
| Failure to Meet Financial Disclosure Requirements | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Improper Outside Income | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 |
| Partisan Political Activity or Statement | 8 | 0 | 0 | 0 | 1 | 2 | 2 | 0 | 1 | 0 | 0 | 1 | 1 | 0 | 0 | 0 |
| Acceptance of Bribe | 21 | 0 | 2 | 0 | 0 | 5 | 2 | 2 | 7 | 1 | 0 | 1 | 0 | 1 | 0 | 0 |
| Effort to Obtain Favor for Friend or Relative | 17 | 0 | 8 | 0 | 1 | 1 | 4 | 0 | 0 | 0 | 2 | 0 | 1 | 0 | 0 | 0 |
| Solicitation of Funds for Organization | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Violation of Other Standards | 94 | 0 | 0 | 12 | 7 | 5 | 3 | 3 | 1 | 5 | 27 | 1 | 1 | 29 | 0 | 0 |
| Other Misconduct | 465 | 0 | 43 | 15 | 72 | 101 | 63 | 18 | 14 | 105 | 1 | 10 | 23 | 0 | 0 | 0 |
| Disability | 18 | 0 | 0 | 1 | 4 | 3 | 0 | 3 | 1 | 1 | 0 | 4 | 0 | 1 | 0 | 0 |

Table S-22. (September 30, 2010—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|--------------|-----------|-----------|-----------|-----------|------------|------------|------------|-----------|------------|-----------|------------|-----------|------------|-----------------|------------------|
| | Total | Federal | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Actions Regarding Complaints | | | | | | | | | | | | | | | | |
| Concluded by Complainant or Subject Judge | 12 | 0 | 0 | 0 | 0 | 0 | 1 | 3 | 0 | 0 | 2 | 2 | 0 | 4 | 0 | 0 |
| Complaint Withdrawn with Consent of Chief Judge | 12 | 0 | 0 | 0 | 0 | 0 | 1 | 3 | 0 | 0 | 2 | 2 | 0 | 4 | 0 | 0 |
| Withdrawal of Petition for Review | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Actions by Chief Judges | | | | | | | | | | | | | | | | |
| Matters returned from Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Dismissed in Whole or in Part ⁶ | 1,277 | 11 | 67 | 28 | 87 | 110 | 142 | 217 | 15 | 100 | 61 | 283 | 51 | 105 | 0 | 0 |
| Not Misconduct or Disability | 150 | 0 | 3 | 24 | 3 | 11 | 0 | 31 | 1 | 4 | 0 | 60 | 4 | 9 | 0 | 0 |
| Merits-Related | 1,066 | 9 | 45 | 22 | 73 | 84 | 127 | 199 | 14 | 94 | 49 | 215 | 43 | 92 | 0 | 0 |
| Frivolous | 358 | 0 | 0 | 23 | 1 | 71 | 18 | 98 | 1 | 35 | 22 | 87 | 0 | 2 | 0 | 0 |
| Allegations Lack Sufficient Evidence | 669 | 0 | 42 | 6 | 64 | 63 | 140 | 47 | 0 | 2 | 33 | 191 | 43 | 38 | 0 | 0 |
| Allegations Incapable of Being Established | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | 0 | 0 | 0 |
| Filed in Wrong Circuit | 24 | 2 | 0 | 0 | 0 | 22 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Otherwise Not Appropriate | 259 | 0 | 2 | 0 | 0 | 23 | 0 | 0 | 0 | 0 | 30 | 203 | 0 | 1 | 0 | 0 |
| Complaint Concluded in Whole or in Part | 15 | 0 | 6 | 0 | 3 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 2 | 0 | 0 |
| Informal Resolution Before Complaint Filed | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Voluntary Corrective Action Taken | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Intervening Events | 14 | 0 | 6 | 0 | 3 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 |
| Complaint Referred to Special Committee | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 |
| Actions by Special Committees | | | | | | | | | | | | | | | | |
| Matter Returned From Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| New Matter Referred to Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Judicial Council Proceedings | | | | | | | | | | | | | | | | |
| Matter returned from Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Transferred to/From Another Circuit | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Special Committee Reports Submitted to | | | | | | | | | | | | | | | | |
| Judicial Council | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| Received Petition for Review | 513 | 10 | 17 | 6 | 43 | 49 | 74 | 107 | 7 | 54 | 23 | 81 | 13 | 29 | 0 | 0 |
| Action on Petition for Review | | | | | | | | | | | | | | | | |
| Petition Denied | 555 | 10 | 18 | 9 | 46 | 49 | 70 | 100 | 35 | 58 | 25 | 81 | 19 | 35 | 0 | 0 |
| Matter Returned to Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Matter Returned to Chief Judge for | | | | | | | | | | | | | | | | |
| Appointment of Special Committee | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

Table S-22. (September 30, 2010—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|--------------|-----------|-----------|-----------|-----------|------------|------------|------------|------------|------------|-----------|------------|-----------|------------|-----------------|------------------|
| | Total | Federal | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Received Special Committee Report | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| Action on Special Committee Report | | | | | | | | | | | | | | | | |
| Complaint Dismissed | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| Not Misconduct or Disability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Merits Related | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allegations Lack Sufficient Evidence | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| Otherwise Not Appropriate | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Corrective Action Taken or Intervening Events | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Remedial Action Taken | | | | | | | | | | | | | | | | |
| Censure or Reprimand | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Suspension of Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Action Against Magistrate Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Removal of Bankruptcy Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requesting of Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certifying Disability of Circuit or District Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Additional Investigation Warranted | | | | | | | | | | | | | | | | |
| Returned to Special Committee | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Retained by Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Actions by Chief Justice | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Transferred to Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Received From Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaints Terminated as Final During the 12-Month Period Ending September 30, 2010 | 1,159 | 12 | 75 | 33 | 79 | 68 | 71 | 200 | 43 | 105 | 65 | 250 | 50 | 108 | 0 | 0 |
| Complaints Pending on September 30, 2010 | 1,143 | 0 | 23 | 10 | 81 | 172 | 118 | 96 | 269 | 15 | 3 | 240 | 30 | 86 | 0 | 0 |

NOTE: Excludes complaints not accepted by the circuits because they duplicated previous filings or were otherwise invalid filings.

¹ CC = U.S. Court of Federal Claims.

² CIT = U.S. Court of International Trade.

³ Revised.

⁴ Number of complainants may not equal total number of filings because each complaint may have multiple complainants.

⁵ Each complaint may involve multiple allegations.

⁶ Each complaint may have multiple reasons for dismissal.

Table S-22
Report of Complaints Commenced and Action Taken Under Authority of 28 U.S.C. § 351-364
During the 12-Month Period Ending September 30, 2011

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|--------------|----------|-----------|-----------|-----------|------------|------------|------------|------------|-----------|------------|------------|-----------|------------|-----------------|------------------|
| | Total | Federal | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Complaints Pending on September 30, 2010 ³ | 962 | 0 | 21 | 9 | 54 | 156 | 25 | 97 | 268 | 10 | 4 | 214 | 26 | 78 | 0 | 0 |
| Complaints Filed | 1,404 | 1 | 56 | 45 | 96 | 172 | 110 | 183 | 101 | 71 | 115 | 200 | 64 | 190 | 0 | 0 |
| Sources of Complaints | | | | | | | | | | | | | | | | |
| Filed by Complainants | 1,404 | 1 | 56 | 45 | 96 | 172 | 110 | 183 | 101 | 71 | 115 | 200 | 64 | 190 | 0 | 0 |
| Identified by Circuit Chief Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complainants ⁴ | | | | | | | | | | | | | | | | |
| Prison Inmates | 593 | 0 | 4 | 16 | 27 | 65 | 58 | 93 | 55 | 20 | 72 | 39 | 37 | 107 | 0 | 0 |
| Litigants | 821 | 1 | 51 | 26 | 74 | 144 | 60 | 78 | 47 | 50 | 40 | 151 | 19 | 80 | 0 | 0 |
| Attorneys | 22 | 0 | 1 | 3 | 6 | 1 | 0 | 0 | 0 | 1 | 2 | 4 | 1 | 3 | 0 | 0 |
| Public Officials | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other | 54 | 0 | 0 | 10 | 1 | 0 | 3 | 17 | 2 | 0 | 2 | 10 | 7 | 2 | 0 | 0 |
| Judges Complained About | | | | | | | | | | | | | | | | |
| Circuit Judges | 330 | 1 | 22 | 10 | 11 | 74 | 19 | 27 | 15 | 15 | 23 | 72 | 12 | 29 | 0 | 0 |
| District Judges | 754 | 0 | 32 | 19 | 56 | 72 | 66 | 101 | 68 | 45 | 68 | 86 | 35 | 106 | 0 | 0 |
| Court of International Trade Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Court of Federal Claims Judges | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Bankruptcy Judges | 57 | 0 | 1 | 7 | 8 | 4 | 8 | 3 | 2 | 6 | 2 | 9 | 2 | 5 | 0 | 0 |
| Magistrate Judges | 263 | 0 | 1 | 9 | 21 | 22 | 17 | 52 | 16 | 5 | 22 | 33 | 15 | 50 | 0 | 0 |
| Nature of Allegations ⁵ | | | | | | | | | | | | | | | | |
| Erroneous Decision | 773 | 1 | 24 | 36 | 10 | 3 | 35 | 171 | 81 | 1 | 43 | 173 | 57 | 138 | 0 | 0 |
| Delayed Decision | 138 | 0 | 0 | 5 | 10 | 20 | 16 | 22 | 24 | 2 | 5 | 17 | 1 | 16 | 0 | 0 |
| Failure to Give Reasons for Decision | 18 | 0 | 0 | 1 | 2 | 1 | 3 | 1 | 0 | 0 | 8 | 1 | 0 | 1 | 0 | 0 |
| Improper Discussions with Party or Counsel | 86 | 0 | 1 | 5 | 9 | 3 | 5 | 7 | 7 | 0 | 18 | 14 | 6 | 11 | 0 | 0 |
| Hostility Toward Litigant or Attorney | 123 | 0 | 4 | 7 | 12 | 6 | 17 | 7 | 12 | 4 | 17 | 13 | 7 | 17 | 0 | 0 |
| Racial, Religious, or Ethnic Bias | 121 | 0 | 2 | 0 | 17 | 5 | 9 | 16 | 16 | 0 | 14 | 18 | 9 | 15 | 0 | 0 |
| Personal Bias Against Litigant or Attorney | 255 | 0 | 4 | 15 | 17 | 26 | 9 | 49 | 20 | 7 | 16 | 32 | 21 | 39 | 0 | 0 |
| Conflict of Interest (Including Refusal to Recuse) | 136 | 0 | 1 | 4 | 2 | 19 | 11 | 14 | 19 | 2 | 15 | 26 | 5 | 18 | 0 | 0 |
| Failure to Meet Financial Disclosure Requirements | 3 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 |

Table S-22. (September 30, 2011—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|--------------|----------|-----------|-----------|-----------|------------|------------|------------|----------|-----------|------------|-------------------------|-----------|------------|-----------------|------------------|
| | Total | Federal | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Nature of Allegations (Continued) | | | | | | | | | | | | | | | | |
| Improper Outside Income | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Partisan Political Activity or Statement | 36 | 0 | 0 | 1 | 0 | 32 | 2 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Acceptance of Bribe | 11 | 0 | 0 | 0 | 0 | 0 | 3 | 1 | 3 | 0 | 1 | 0 | 0 | 3 | 0 | 0 |
| Effort to Obtain Favor for Friend or Relative | 22 | 0 | 1 | 1 | 0 | 1 | 15 | 1 | 1 | 0 | 1 | 0 | 0 | 1 | 0 | 0 |
| Solicitation of Funds for Organization | 2 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Violation of Other Standards | 251 | 0 | 0 | 7 | 14 | 1 | 12 | 1 | 1 | 1 | 74 | 3 | 2 | 135 | 0 | 0 |
| Other Misconduct | 473 | 0 | 36 | 13 | 60 | 153 | 37 | 27 | 19 | 66 | 3 | 31 | 28 | 0 | 0 | 0 |
| Disability | 40 | 0 | 0 | 2 | 8 | 1 | 1 | 2 | 1 | 0 | 1 | 11 | 7 | 6 | 0 | 0 |
| Actions Regarding Complaints | | | | | | | | | | | | | | | | |
| Terminated by Complainant or Subject Judge | 6 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 3 | 0 | 0 | 0 |
| Complaint Withdrawn with Consent of Circuit Chief Judge | 6 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 3 | 0 | 0 | 0 |
| Withdrawal of Petition for Review | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Actions by Circuit Chief Judge | | | | | | | | | | | | | | | | |
| Matters Returned from Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Dismissed in Whole or in Part ⁶ | 1,540 | 1 | 75 | 28 | 88 | 217 | 123 | 213 | 9 | 73 | 101 | 307 ⁷ | 75 | 230 | 0 | 0 |
| Not Misconduct or Disability | 95 | 0 | 0 | 13 | 12 | 3 | 6 | 25 | 0 | 3 | 0 | 21 | 3 | 9 | 0 | 0 |
| Merits Related | 1,325 | 1 | 46 | 26 | 67 | 208 | 113 | 199 | 9 | 68 | 91 | 232 | 68 | 197 | 0 | 0 |
| Frivolous | 415 | 0 | 1 | 22 | 5 | 206 | 9 | 60 | 0 | 2 | 80 | 29 | 0 | 1 | 0 | 0 |
| Allegations Lack Sufficient Evidence | 938 | 0 | 47 | 9 | 52 | 207 | 79 | 37 | 5 | 1 | 36 | 214 | 61 | 190 | 0 | 0 |
| Allegations Incapable of Being Established | 2 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Filed in Wrong Circuit | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Otherwise Not Appropriate | 167 | 0 | 2 | 0 | 0 | 15 | 0 | 0 | 0 | 4 | 3 | 143 | 0 | 0 | 0 | 0 |
| Complaint Concluded in Whole or in Part | 24 | 0 | 0 | 0 | 8 | 5 | 1 | 0 | 0 | 0 | 0 | 0 | 2 | 8 | 0 | 0 |
| Informal Resolution Before Complaint Filed | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Voluntary Corrective Action Taken | 3 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 |
| Intervening Events | 21 | 0 | 0 | 0 | 7 | 5 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 7 | 0 | 0 |
| Complaint Referred to Special Committee | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

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Table S-22. (September 30, 2011—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|---|----------|---------|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Federal | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Actions by Special Committees | | | | | | | | | | | | | | | | |
| Matter Returned from Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| New Matter Referred to Circuit Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Judicial Council Proceedings | | | | | | | | | | | | | | | | |
| Matter returned from Judicial Conference | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaint Transferred to/from Another Circuit | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Special Committee Reports Submitted to Judicial Council | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Received Petition for Review | 590 | 0 | 36 | 15 | 35 | 52 | 43 | 111 | 5 | 45 | 34 | 105 | 43 | 66 | 0 | 0 |
| Action on Petition for Review | | | | | | | | | | | | | | | | |
| Petition Denied | 644 | 0 | 37 | 16 | 37 | 62 | 40 | 117 | 12 | 39 | 37 | 136 | 45 | 66 | 0 | 0 |
| Matter Returned to Circuit Chief Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Matter Returned to Circuit Chief Judge for Appointment of Special Committee | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Received Special Committee Report | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Action on Special Committee Report | | | | | | | | | | | | | | | | |
| Complaint Dismissed | | | | | | | | | | | | | | | | |
| Not Misconduct or Disability | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Merits Related | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allegations Lack Sufficient Evidence | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Otherwise Not Appropriate | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Corrective Action Taken or Intervening Events | | | | | | | | | | | | | | | | |
| 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Referred Complaint to Judicial Conference | | | | | | | | | | | | | | | | |
| 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Remedial Action Taken | | | | | | | | | | | | | | | | |
| Censure or Reprimand | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Suspension of Assignments | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Action Against Magistrate Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Removal of Bankruptcy Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Requesting of Voluntary Retirement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Certifying Disability of Circuit or District Judge | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

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Table S-22. (September 30, 2011—Continued)

| Summary of Activity | Circuits | | | | | | | | | | | | | | National Courts | |
|--|----------|---------|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|------|-----------------|------------------|
| | Total | Federal | DC | 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th | 11th | CC ¹ | CIT ² |
| Additional Investigation Warranted | | | | | | | | | | | | | | | | |
| Returned to Special Committee | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Retained by Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Actions by Chief Justice | | | | | | | | | | | | | | | | |
| Transferred to Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Received From Judicial Council | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaints Terminated by Final Action During 12-Month Period Ending | | | | | | | | | | | | | | | | |
| September 30, 2011 | 1,454 | 0 | 73 | 33 | 101 | 82 | 82 | 234 | 16 | 77 | 105 | 333 | 83 | 235 | 0 | 0 |
| Complaints Pending on September 30, 2011 | | | | | | | | | | | | | | | | |
| | 912 | 1 | 4 | 21 | 49 | 246 | 53 | 46 | 353 | 4 | 14 | 81 | 7 | 33 | 0 | 0 |

NOTE: Excludes complaints not accepted by the circuits because they duplicated previous filings or were otherwise invalid filings.

¹ CC = U.S. Court of Federal Claims.

² CIT = U.S. Court of International Trade.

³ Revised.

⁴ Number of complainants may not equal total number of filings because each complaint may have multiple complainants.

⁵ Each complaint may involve multiple allegations.

⁶ Each complaint may have multiple reasons for dismissal.

⁷ One complaint in the 9th Circuit was initially dismissed by a judicial council order.

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