

UNITED STATES COURTS FOR THE TENTH CIRCUIT  
JUDICIAL COUNCIL

Case No. 10-18-90060

Plaintiff

**PETITION ON REVIEW**

vs.

Former Circuit Judge Brett M.  
Kavanaugh and

**SUPPLEMENTAL  
Certificate of Necessity  
for Appointment of  
Out-of-Circuit Judge Requested**

Defendants

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**RELATED CASE:**

**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF  
COLUMBIA**

Plaintiff

Court of Appeals

Defendants

COMES NOW THE PLAINTIFF-APPELLANT, [REDACTED], and appeals that Order dated December 18, 2018 and any other Orders related thereto. This includes Memorandum Opinion rendered by [REDACTED] of this Court dated '6/13/16'. This document was mailed on 'June 16, 2016' and received by [REDACTED] on '6/21/16'. A Notice of Appeal is dated and mailed on July 5, 2016 and on related cases.

The original complaint was an antitrust case against [REDACTED], and [REDACTED] as well as against Judge [REDACTED] et al. herein was mailed on Monday, May 9, 2016 and included a cover letter of the same date.

By virtue of Judge [REDACTED] decision here appealed, the federal court judiciary appears to be doubling down on ignoring manifold conflicts of interest, all the while failing to follow the Judicial Conference policy on conflicts of interest and mandatory screening.

██████████

Astoundingly, then this Court ignores the filial relationship between Judge ██████████ and Judge ██████████ which manifests further conflicts. In short, these courts seem determined to falsely enable universal jettisoning of simple conflict screening which is required by law. The Rule of Law.

### THE RECORD ON REVIEW

*The Appellant, ██████████ understands the Judicial Council province and inclination to not read the voluminous information on this entire litigation that has been going on for years; even decades.*

*Moreover, the putative narrow jurisdiction is naturally disinclined to consider a manifest fact:*

Former Circuit Court Judge Brett Kavanaugh is nothing more than a bad judge trying to put on another cheap suit. The reality is that Mr Kavanaugh has been training by a bad example in former judge Alex Kozinski. If these Courts bypass that reality then it is abandoning its ultimate responsibility to the consumer that is lost in the thicket of rules judges like to hide behind for the worst result possible. Judges are raping, pillaging and stealing pensions funds

from honest taxpayers. The dotted line is clear from 1991 to now. You and yours have enabled twenty years of bad acts. The Judicial Conference more. All one has to do is play back the senate judiciary committee hearings of **June 13, 2018**. Compare the testimony of **Mr. Duff with that of [REDACTED] and one need not go further.**

These courts have enabled the worst subduction of innocents and it must stop.

**A. THE ORIGINAL COVER LETTERS TO THE COURT MAY BE FOUND IN THE RECORD IN EACH CASE. THE ORIGINAL LETTERS TO THE COURT MAY BE FOUND THERE AS WELL.**

**B. PREVIOUS SUBMISSIONS HERE —**

1. [REDACTED] original letter to Judge Garland dated October 1, 2018 with enclosures:
2. [REDACTED] supplemental pleading package dated November 26, 2018 (137 pages) Clerk confirmed its arrival herein.
3. This third supplemental pleading package including exhibits sent to James Duff in December 2015 asking for a Judicial Conference

investigation. Mr. Duff NEVER responds to correspondence from little people. This material should be in Judicial Conference files.

(The Record in the cited cases) One cannot imagine the litany of Mr. Kozinski's egregiousness and how that pertains to Mr. Kavanaugh without an examination of these Ninth Circuit proceedings and how Mr. Kozinski fostered the machinations of Mr. Kavanaugh.

4. Summons for [REDACTED]
5. A Summary of Related Case documents and their status
6. A Complaint of Judicial Misconduct (Third)
7. IFP application
8. Motion for Appointment of Pro Bono Attorney"

The Plaintiff is alleging serious judicial misconduct herein **AND THEREFORE, THE PLAINTIFF IS FORMALLY MOVING FOR THE APPOINTMENT OF AN OUT-OF-CIRCUIT VISITING JUDGE WHO IS UNBIASED AND CAN BE FAIR IN THESE MATTERS. THERE IS OTHER PATENT JUDICIAL MISCONDUCT PORTRAYED HERE. ONE CANNOT IGNORE THE BLOOD ON THE FLOOR CAUSED BY JUDGE [REDACTED] AND JUDGE [REDACTED] AND STATE THAT OTHER HIGH CRIMES AND MISDEMEANORS SHALL GO UNPUNISHED. IMPEACHMENT IS IN ORDER EVEN THOUGH THIS PHALANX OF JUDGES ARE VIRGINS IN THIS ARENA. HELLO JUDGE [REDACTED]**

### **B. CERTIFICATE OF NECESSITY**

**The Cart Before The Horse**

The Plaintiff hereby requests a Certificate of Necessity.

Under 28 U.S.C. 291 et seq. this Court may request of the U.S. Supreme Court a visiting judge from outside the Circuit:

## **“28 U.S. Code § 291 - Circuit judges**

(a) The Chief Justice of the United States may, in the public interest, designate and assign temporarily any circuit judge to act as circuit judge in another circuit upon request by the chief judge or circuit justice of such circuit.”

This Plaintiff deserves an expedited proceeding in light of the malicious proceedings thus far. [REDACTED] handling proves the folly of a home-town decision-maker; all the while ignoring the requested examination of Judicial Misconduct in [REDACTED] letter of **February 23, 2015.** (See Chronology)

**This defendant judge already is the subject of a judicial council investigation per The Chief Justice letter to The Honorable Timothy M. Tymkovich dated May 10, 2016 *In re Judicial Misconduct Complaint*, No 16-90009 attached hereto by this reference as **Exhibit 101.****

It is the pro se party litigant’s sad experience that certain judges want to rule against lonely consumers who deigns to do it themselves.

These judges ENJOY exercising their raw power against cheeky litigants who deign to do it themselves. This is a sad chapter in the legal profession and in people's quest for justice. Consumers deserve an unbiased judge and are not getting one.

Further, even this Court did not comply with the Mandatory Conflict Screening Plan adopted by the D.C. Circuit on December 20, 2007 and effective January 1, 2008. **Exhibit 102. There are sanctions for such failure:**

**“§ 9. Enforcement. Under the authority of 28 U.S.C. § 332(d) (1), courts and judges subject to this plan must comply with its requirements. A judge who violates this plan may be subject to discipline in accordance with 28 U.S.C. §§ 332(d)(2) and 351-364. A judge appointed by a court who violates this plan may be subject to discipline by the appointing court in accordance with existing customary practices.”**

Had the Court implemented this mandatory conflict screening plan it would have discovered that Hon. [REDACTED] and Hon.

[REDACTED] both worked for the same law firm, [REDACTED]

[REDACTED] Moreover, had this conflict screening plan been implemented the parties would have learned of the other patent conflicts

as disclosed in the instant complaint. **The Plaintiff requests that an investigation be had and sanctions be levied accordingly.**

Under the same standard Chief Judge Garland recused himself from Judge ██████ case for judicial misconduct — A longstanding professional relationship — means that Judge ██████ here and all the judges in this circuit must automatically recuse themselves on the substance of the Plaintiff's instant complaint under Bivens and under the standard here articulated by the Chief Judge Garland.

Tuesday, January 22, 2019

