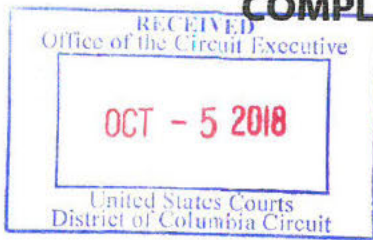


**JUDICIAL COUNCIL OF THE DISTRICT OF COLUMBIA CIRCUIT  
COMPLAINT OF JUDICIAL MISCONDUCT OR DISABILITY**

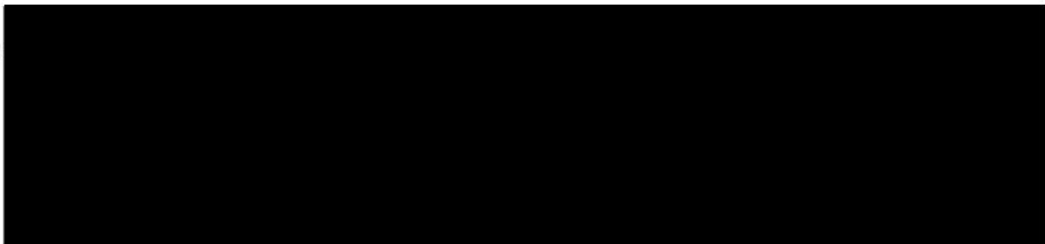
E. Barrett Prettyman U.S. Courthouse  
333 Constitution Avenue, N.W.  
Washington, D.C. 20001-2866  
202-216-7340



This form should be completed and mailed to the above address to the attention of the "Circuit Executive". The envelope should be marked "JUDICIAL MISCONDUCT COMPLAINT" or "JUDICIAL DISABILITY COMPLAINT". Do not put the name of the judge on the envelope.

The "Rules for Judicial-Conduct and Judicial-Disability Proceedings", adopted by the Judicial Conference of the United States, contain information on what to include in a complaint (Rule 6), where to file a complaint (Rule 7), and other important matters. Your complaint (this form and the statement of facts) should be typewritten and must be legible. Only the original form and up to a five page statement of facts should be submitted. No copies are required.

- 1. Name of Complainant:  
Address:  
Telephone:



- 2. Name(s) of Judge(s) complained about: Judge Brett Kavanaugh  
Court: US Court of Appeals for DC Circuit

- 3. Does this complaint concern the behavior of the judge(s) in a particular lawsuit or lawsuits?  
 Yes  No

If "yes" give the following information about each lawsuit (use reverse side if more than one):

Court: \_\_\_\_\_  
Case number: \_\_\_\_\_

Are (were) you a party or lawyer in the lawsuit?

- Party  Lawyer  Neither

If you are (were) a party and have (had) a lawyer, give the lawyer's name, address, and telephone number:

\_\_\_\_\_

Docket number(s) of any appeals of above case(s) to the Court of Appeals, D.C. Circuit:

\_\_\_\_\_

4. Have you filed any lawsuits against the judge?

Yes  No

If "yes" give the following information about each lawsuit (use the reverse side if more than one)

Court: \_\_\_\_\_

Case number: \_\_\_\_\_

Present status of lawsuit: \_\_\_\_\_

Your lawyer's name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: ( ) -

Court to which any appeal has been taken in the lawsuit against the judge: \_\_\_\_\_

Docket number of the appeal: \_\_\_\_\_

Present status of the appeal: \_\_\_\_\_

5. **Brief Statement of Facts.** Attach a brief statement of the specific facts on which the claim of judicial misconduct or disability is based on up to five double-sided pages (8.5 x 11"). Include what happened, when and where it happened, and any information that would help an investigator check the facts. If the complaint alleges judicial disability, also include any additional facts that form the basis of that allegation. See Rule 6 (a) for further information on what to include in your statement of facts.

**Declaration and Signature:**

I declare under penalty of perjury that the statements made in this complaint are true and correct to the best of my knowledge.

Signature: 

Date: Oct. 1, 2018

Attn: Ms. Betsy Paret, Circuit Executive  
Circuit Executives Office  
U.S. Court of Appeals for District of Columbia Circuit  
E. Barrett Pettyman U.S. Courthouse  
333 Constitution Avenue, N.W.  
Washington, D.C. 2001-2866

Re: Judge Brett Kavanaugh's improper and disqualifying statements.

It is my understanding that a judge may be reviewed and removed if public confidence in his ability has been eroded. I refer to - Engaging in partisan political activity or making inappropriate partisan statements. Under oath, during his publicly broadcast sexual assault hearing, on the afternoon of September 27, 2018 Judge Kavanaugh made statements that were both clearly politically partisan in nature and unsupported. The following is taken from the transcript of Judge Kavanaugh's opening statement, paragraph 7. In addition the full hearing can be reviewed on the C-SPAN Channel YouTube.

... "This whole two-week effort has been a calculated and orchestrated political hit with apparent pent up anger about President Trump and the 2016 election, fear that has been unfairly stoked about my judicial record. Revenge on behalf of the Clintons and millions of dollars in money from outside left wing opposition groups." ...

As support that Judge Kavanaugh made such improper statements I refer a quote from Senator Jeff Flake to Scott Pelly during the September 30, 2018 Season Premier of the 60 Minutes television program. "Well, it did--it seemed partisan." This was in response to Senator Coon's reference to the above comment.

Under "Other Infractions" I offer that during the viewing of the C-span video of this hearing you will see numerous incidents of raging, whining, melodramatic behaviour, what appeared to be faux weeping, shouting, inappropriate interruption and disrespect of Democratic senators, insistence that senators should accept 4 statements by individuals without benefit of assessing their character, evasiveness, and lies.

Under the Code of Conduct for Judges, Cannon 2 it states; Judges should avoid impropriety and the appearance of impropriety in all activities. I would suggest Judge Kavanaugh's performance did the opposite. Rather he tended to mirror the inappropriate behavior of several committee members. Had he been in a court before a judge his antics would have no doubt been reprimanded. Expecting a judge who wishes to sit on the highest court to behave like an adult and not like an entitled, spoiled 15 year old shouldn't even be a question regardless of the circumstances.

With regard to my assertion that Judge Kavanaugh lied under oath, I refer to the discussions of his year book entries. Anyone who has survived their teenage young adult years, knows what many of these terms mean. He also lied about the explanation of Renate Allumnus. Ms. Renate Dolphin, who originally signed the 65 signature support letter, publicly withdrew her endorsement of Kavanaugh. She understood, as we all do, the implication was that these boys had all been with her sexually. She was appalled and denied it vehemently. It is disingenuous for Judge Kavanaugh to claim to speak for her now. Although these seem small lies about insignificant matters, the one person who should never be lying, especially under oath, is a judge.

It is equally disingenuous for him to try to paint himself as a saintly youth in light of public statements from people who know him and the company he kept at the time. His refusal to cooperate with an investigation and to take a lie detector test when his accusers have, calls his character into serious question. I can not imagine anyone sitting before him, having viewed the hearings, and not seeing him as a nothing more than a political operative.

Thank you for your time.

Best regards,

