



Hon. Lyle W. Cayce, Clerk of the Court
U.S. Court of Appeals for the Fifth Circuit
F. Edward Hebert Building
600 S. Maestri Pl.
New Orleans, LA, 70130-3408
Delivered via e-mail

February 16, 2021

Dear Clerk Cayce:

According to [press reports](#), a formal complaint under Rule 6 of the Rules for Judicial-Conduct and Judicial-Disability Proceedings was filed against Judge Lynn Hughes of the Southern District of Texas in 2013 for making biased and bigoted statements.

To my knowledge, this complaint was never concluded via dismissal or referral to a judicial council or via other corrective action.

In 2015, 2018 and 2019, Judge Hughes allegedly made biased and bigoted comments similar in nature to those made in 2013, so it is possible that the 2013 complaint remains open. Either way, it is in the public interest to disclose the status of the 2013 complaint and any others that may have been filed against Judge Hughes in the intervening years, and I request that the Fifth Circuit do so.

Currently, the Fifth Circuit [web page](#) that houses reports related to complaints made against its judges is bifurcated into "Reports of Judicial Conduct Proceedings Filed Prior to September 17, 2015" and those "Filed On and After September 17, 2015." The former includes no complaints against Judge Hughes, and the latter is a dead link.

Should the 2013 complaint still be open, I reserve the right to file a complaint against the former Chief Judge of the Fifth Circuit for not "expeditiously reviewing" it (cf., 28 U.S.C. §352(a) and (b)). I also reserve the right to file a complaint against Judge Hughes should I learn that the Circuit has failed to undertake disciplinary action to ensure that the pattern of bigotry displayed by Judge Hughes ceases.

Thank you for your attention to the matter.

Sincerely,
Gabe Roth
Fix the Court