

UNITED STATES COURTS
JUDICIAL MISCONDUCT COMPLAINT UNDER 28 U.S.C. §§ 351-364¹
AGAINST THE PRESIDING JUDGE AND CHIEF EXECUTIVE OFFICER OF THE
JUDICIAL CONFERENCE OF THE UNITED STATES

August 14, 2019²

1. **Name and Address of Claimant:** Manuel P. Asensio (“Claimant”) 400 East 54th Street, Apt. 29B, New York, NY 10022 (212) 702-8801; mpa@asensio.com [Judicial Council for the Second Circuit’s Docket Number 02-19-90052-jm and 02-19-90053-jm³]
2. **Place of Filing:** James C. Duff, Director and Lee Ann Bennett, Deputy Director, of the Administrative Office of the United States Courts, 202-502-2600, and Katherine H. Simon, Office of Judicial Conference Secretariat, Judicial Conference Secretariat, 202-502-2400, One Columbus Circle, NE Washington, D.C. 20544
3. **Name of Subject Judge:** The Hon. John G. Roberts, Jr.⁴ (“Respondent Roberts, Jr.”) as the Presiding Judge and Chief Executive Officer of US Judicial Conference.⁵ Respondent Roberts, Jr.’s mental processes, conduct and credibility are squarely at the center of the proceedings in

¹ The Judicial Conduct and Disability Act of 1980 authorizes any person to file a complaint alleging that a federal judge has engaged in conduct “prejudicial to the effective and expeditious administration of the business of the courts.” The Rules governing this law’s administration were codified in Title 28 of the U.S. Code Chapter 16 Sections 351 through 364 in 2008. [U.S. Code Chapter 16 §§ 351-364]

² The Claimant filed a complaint with the Judicial Conference against the Hon. John G. Roberts, Jr. on March 5, 2019. It is an emergency petition for review of the Chief Judge of the Second Circuit and the Judicial Council for the Second Circuit’s organized misconduct to conceal the deliberate misconduct of the Hon. Colleen McMahon, Chief Judge of the US Circuit Court for the Southern District of New York (“SDNY”) and Ronnie Abrams and Katherine Polk Failla, judges of the US District Court of the SDNY in two federal cases titled *Asensio v. DiFiore* and *Asensio v. Roberts*.

³ The Chief Judge of the Second Circuit has docketed two complaints under the numbers 02-19-90052-jm and 02-19-90053-jm with Judicial Council of the Second Circuit. However, there are five separate complaints against five separate federal judges. James C. Duff, the Director of Judicial Conference, the Chief Judge of the Second Circuit and the Judicial Council for the Second Circuit are deliberately failing to docket three of the five complaints against three federal chief judges. Further, these parties have deliberately failed to identify the individual judges that relate to each of the docket numbers assigned to the complaints. There have been numerous incidences of unauthorized conduct by the Hon. John G. Roberts, Jr. in *Asensio v. DiFiore* and *Asensio v. Roberts*.

⁴ This complaint is against the Hon. John G. Roberts, Jr.’s deliberate individual misconduct in concealment at the Judicial Conference. In addition to his control of the Judicial Conference, the Hon. John G. Roberts, Jr. is the Chief Justice of the US Supreme Court. This complaint concerns his intervention in *Asensio v. DiFiore* and *Asensio v. Roberts* and his concealed and concerted efforts with the chief judge to create fictitious records, and to conceal the misconduct complaints against the chief judge of the US Court of Appeals of the Second Circuit and three judges in the US Circuit Court for the Southern District of New York.

⁵ There are five (5) federal judges that are subject to this complaint. Three are members of the Judicial Conference: the Hon. John G. Roberts, Jr. the Chief Justice of the US and the Chief Executive Office and Presiding Judge of the Judicial Conference of the US; Robert Allen Katzmann, Chief Judge of the US Court of Appeals for the Second Circuit and a member of the Executive Committee of the Judicial Conference; and Judge McMahon.

judicial misconduct complaints against four New York State federal judges in two New York State civil rights titled *Asensio v. DiFiore* and *Asensio v. Roberts* cases filed in the US District Court for the Southern District of New York (“SDNY”).

Attached hereto are the Claimant’s August 14, 2019 letter motion to the Hon. Ronnie Abrams with its exhibit.

The Claimant initiated this complaint on March 5, 2019 immediately after discovering that Robert Allen Katzmann, Chief Judge of the US Court of Appeals for the Second Circuit and a member of the Executive Committee of the Judicial Conference had discarded his complaint filed with the Judicial Council for the Second Circuit.

The Claimant has not received acknowledgement that the Hon. John G. Roberts, Jr. is attending to this complaint.

_____/s/_____
Manuel P. Asensio
Complaint

Filed in the *Asensio v. DiFiore* under ECF number 105.