

# United States Court of Appeals for the Fifth Circuit

FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

TEL: (504) 310-7700  
600 S. MAESTRI PLACE  
NEW ORLEANS, LA 70130

January 9, 2026

Brian P. Carr  
1201 Brady Dr  
Irving, TX 75061

RE: "Complaint Against Magistrate Rebecca Ann Rutherford TXND"

Dear Mr. Carr:

We acknowledge receipt of the above referenced correspondence dated December 30, 2025. Please be advised that no action will be taken on the complaint at this time because it does not comply with the Rules for Judicial-Conduct and Judicial-Disability Proceedings ("the Rules")<sup>1</sup> and/or does not include sufficient information for the Chief Judge to consider your allegations.

The reason(s) for your complaint's non-compliance is/are checked ☒ below.

- ☒ The complaint is against a covered judge but also includes allegations against a "non-covered person." Please be advised that the Chief Judge can only consider the allegations against the covered judge(s). See Rule 8(d).

***The allegations made against attorney George Monroe Padis, AUSA Emily Harding Owen, and AUSA Tami Parker will not be considered.***

- ☒ The complaint far exceeds the page limit. See Fifth Cir. Proc. 6(d). To remedy this deficiency, please submit a **five-page summary** of your allegations. The summary must be signed and verified in writing under penalty of perjury in compliance with Rule 6(d) and must comply with the formatting requirements set out in Fifth Cir. Proc. 6(d).
- ☒ Allegations made in exhibits or attachments to the complaint cannot be considered. See Fifth Cir. Proc. 6(f). If you would like the Chief Judge to consider those allegations, you may resubmit the allegations as a statement of facts. Please note that the statement must comply with the signature, verification, and page limit requirements of Rule 6(d) and Fifth Cir. Procs. 6(d) and (e).

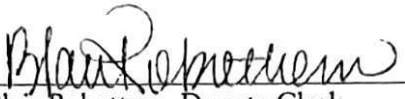
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<sup>1</sup> A copy of the Rules can be found at [https://www.ca5.uscourts.gov/docs/default-source/forms-and-documents---clerks-office/rules/localjudicialmisconductrules.pdf?sfvrsn=ebb0c62d\\_22](https://www.ca5.uscourts.gov/docs/default-source/forms-and-documents---clerks-office/rules/localjudicialmisconductrules.pdf?sfvrsn=ebb0c62d_22).

The complaint process is not a means to appeal a judge's decision or ruling in a case. Additionally, the complaint procedures cannot be used to: have a case reopened; file a civil lawsuit or criminal charges against a judge or any other individual; have counsel appointed in a case; have a judge disqualified or recused from a case; transfer a pending case from one judge or court to another; compel a judge to make a ruling on a particular motion in a case; have money damages awarded; or, obtain release from custody. See Fifth Cir. Comments 4.1 and 4.2.

**Please note that no action will be taken on your complaint until you provide a response in full compliance with these instructions.** To expedite processing of your response, please address the envelope to the Clerk at the address set out above and mark the envelope "ATTENTION: JUDICIAL MISCONDUCT."

Sincerely,  
LYLE W. CAYCE, Clerk

By   
Blair Robottom, Deputy Clerk

Encls.