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ONE HUNDRED FOURTH CONGRESS

# Congress of the United States

## House of Representatives

COMMITTEE ON THE JUDICIARY

2138 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6216

(202) 225-3951

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Mr. Lester Swartz  
P. O. Box 273225  
Boca Raton, Florida 33427-3225

Dear Mr. Swartz

This responds to your May 3, 1996 letter with a document and exhibits relating to allegations of judicial misconduct.

When the Committee on the Judiciary receives allegations of misconduct relating to a federal judge, our general practice is to inform the correspondent of the procedures available under the Judicial Councils Reform and Judicial Conduct and Disability Act. The papers you have sent me, however, demonstrate your awareness of these procedures. I note that you already have filed complaints against various federal judges -- and that a number of complaints have been dismissed.

From your correspondence, I also note that the Department of Justice has been sent the material you have transmitted to me. If the Department of Justice were to initiate any criminal action on the basis of information you have provided, then the Committee on the Judiciary would consider impeachment-related issues. Our Constitutional role in considering allegations of judicial misconduct is limited to cases of impeachment -- which involve "treason, bribery, or other high crimes and misdemeanors." Constitution, Article II, Section 4.

The type of information you have provided to the Committee on the Judiciary will be taken into account when we have the opportunity to consider possible changes in the Judicial Councils Reform and Judicial Conduct and Disability Act, 28 U.S.C. § 372 (c).

Sincerely,



HENRY J. HYDE  
Chairman

HJH/plg