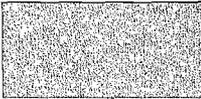


Exhibit

X



David Schied  
20075 Northville Place Dr. North #3120  
Northville, MI 48167  
248-924-3129  
dschied@yahoo.com

**SENT BY FAX (cover letter only)**  
**AND (entire pkg.) BY CERTIFIED MAIL (7008 1140 0004 1993 5370)**

9/3/2009

Attn: Judicial Council of the Sixth Circuit  
Office of the Circuit Executive – Misconduct Petition  
503 Potter Steward, U.S. Post Office and Courthouse Building  
100 E. Fifth Street  
Cincinnati, OH 45202  
FAX: (513) 564-7210

Re: Petition for Review of Chief Justice's Disposition on Complaint of Judicial Misconduct on Judges Martha C. Daughtrey, David W. McKeague and Judge Gregory Van Tatenhove; **Complaint of Judicial Misconduct No's 06-08-900 58 /59 /60**

To Whom It May Concern on the Judicial Council of the Sixth Circuit:

I am writing in follow up to my Faxed letter dated 8/23/09 notifying you that I wish to petition the Judicial Council of the Sixth Circuit for a review of the Chief Justice Danny J. Bogg's determination in the above referenced matters. In that letter I hurriedly stated that despite taking fully nine (9) months to consider and respond to my Complaints **Judge Danny Boggs did not even recognize the merits of the Complaints that I filed.** I stand to correct myself as **Chief Judge Boggs had actually taken fully eleven (11) months instead to decide my Complaint.** I wish to make that correction a matter for the official record.

In petitioning for the Judicial Council's review of the "Chief Judge's" determination, the "Rules Governing Complaints of Judicial Misconduct" suggest that I as "*petitioner*" should point out that this petition is based on the FACT that this "*Chief Judge has not recognized the merits of the original Complaint... and.... has not therefore taken appropriate action*". (Rule 5) Note that my Petition is compliant with Rule 6 in that my initial letter was filed within the 30-days of the circuit executive's letter, my signed petition is legibly typewritten, and it properly states the grounds without repeating the original Complaint(s). The documents already in possession of the Judicial Council supporting this Petition include the following as provided to Chief Justice Danny Boggs a year ago:

- 1) (2 pages) "Judicial Council of the Sixth Circuit Complaint of Judicial Conduct or Disability" on Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove dated 8/28/09;
- 2) (6 pages) "Statement of Facts" also dated 8/28/08;
- 3) (26 pages) Cover letter to the Judicial Council dated 8/28/08, with a fully detailed interpretation of the abbreviated "*Complaint*" and "*Statement of Facts*" depicting **cause for the complaint by "Gross Negligence, Incompetence, and Intentional Malfeasance of Duty" of the named judges acting "outside the Scope of (their) Official Judiciary Duties"**;
- 4) "Petition for Writ of Mandamus and Motion for Criminal Grand Jury Investigation" as submitted to the Sixth Circuit Court under case #08-1985;

- 5) "Appendix for Referenced Exhibits in Support of Plaintiff-Appellant's 'Petition for Writ of Mandamus and Motion for Criminal Grand Jury Investigation' consisting of Exhibits #1-25;  
and,
- 6) Sixth Circuit Court "ORDER" filed 8/5/08

**Additional documents that I am sending now along with this Petition include the ones listed below** in support of what I had initially claimed to Judges Daughtrey, McKeague, and Van Tatenhove, as well as to Judge Boggs afterwards, about my being continuously criminally violated by the co-Defendants/Appellants. Those claims were placed in both the "Petition for Writ of Mandamus and Motion for Criminal Grand Jury Investigation" (No. 08-1985) and in the original court case (No. 08-1879) currently still awaiting hearing on Appeal to the Sixth Circuit Court of Appeals after well more than a year of "waiting" while these crimes continue to be perpetuated against me. Note that the Sixth Circuit Court of Appeals is in possession of various "Motions", including my "Motion for Sanctions of Defendants/Appellants and their Attorneys" and my "Motion for Immediate Consideration" that include copies of these very same support documents with PROOF of these crimes being committed – repeatedly – against me, as well as PROOF that the Defendant/Appellants have "defrauded" the U.S. District Court and the U.S. Court of Appeals in submitting their pleadings under Oath of compliance and along with at least one falsely sworn Affidavit.

**Note that the following documents accompanying this "Petition" not only help to justify the basis for my claim that Judge Danny Boggs failed to recognize the merits of the Complaints I filed; these following listed documents additionally support the basis of my Complaints about Judge Daughtrey, McKeague, and Van Tatenhove. They also provide an additional basis for all of my "Motions" being perpetually delayed by the Sixth Circuit Court of Appeals, as well as the original claims I had made in reason for my "Claim of Appeal" on the original case in which U.S. District Court Judge Paul Borman (of the Eastern District of Michigan, Southern Division) had improperly dismissed in 2008 without looking into my attorney's report about these CRIMES being perpetuated by the Defendants.**

- 1) "Sworn (and Notarized) Affidavit of Earl Hocquard" (dated 4/7/09) regarding crimes being committed against me by district administrators and business office personnel of the Lincoln Consolidated Schools;
- 2) "Sworn (and Notarized) Affidavit of Earl Hocquard" (dated 2/10/09) regarding crimes being committed against me by district administrators of the Northville Public Schools.
- 3) Four (4) letters dated 6/9/09, 6/15/09, 6/17/09, and 6/24/09 reflecting correspondence written between the Michigan State Police and me regarding the ongoing criminal offenses being perpetuated against me by the Lincoln Consolidated School District;

**In addition, to support the basis of my now six-year effort to report these ongoing crimes to the State and Federal "judiciary", to law "enforcement", and to "prosecutors", I rely minimally upon the following official documents by reference:**

- a) "CJIS Information Letter" dated April 6, 2001 – located at the following website: www.doj.state.wi.us/les/law/docs/20010406\_infoletter1.doc
- b) "National Crime Prevention and Privacy Compact Resource Materials" published by the U.S. Department of Justice's "Bureau of Justice Statistics" on January 1998 (NCJ 1716771) – located at the following website: www.ojp.usdoj.gov/bjs/pub/pdf/ncpperm.pdf
- c) Codes of the "Law Enforcement Information Network (LEIN)" dated 5/1/09 as provided in the "Childrens Protective Services Manual" at the Michigan Department of Human Services – located at the following website: www.mfia.state.mi.us/olmweb/ex/cfp/713-2.pdf

- d) “*The Attorney General’s Report on Criminal History Background Checks*” published in June 2006 by the U.S. Department of Justice’s Office of the Attorney General – located at the following website: [www.usdoj.gov/olp/ag\\_bgchecks\\_report.pdf](http://www.usdoj.gov/olp/ag_bgchecks_report.pdf)

## **BASIS OF THIS PETITION**

In short, this “*Petition for Review*” of Judge Danny Boggs’s dismissal of my Complaint about these three Sixth Circuit Court Judges is because **he blatantly failed to recognize the merits of the “*Judicial Misconduct*” Complaint(s) that I filed.**

In support of that claim, I present the following bulleted FACTS:

- **My Complaint(s) gave multiple reasons (with reference to Evidence) to support my claim that my “[complaint] goes beyond merely a challenge of the correctness based on the merits of the case to attack the propriety of these judges having arrived at this ruling in an illicit manner and with an apparent improper motive”**....when Chief Judge Danny Boggs otherwise dismissed my Complaint (after fully 11 months of “review” time) under his unsupported claim that my complaint is “*subject to dismissal as directly related to the merits of the named judges’ decision*” .
- **While my “*Judicial Misconduct*” complaint established that it was “*about prejudicial conduct by these judges, who have demonstrated an egregious manner of treating me as a litigant, by their ‘engaging in conduct outside the performance of their official Court duties’, and while using their judiciary positions as means for perpetuating their crimes and covering up the crimes of others ‘under color of law’*” ...and while establishing that “*Their actions, given proper public attention, would therefore lead to a ‘substantial and widespread lowering of public confidence in the Court, at least among reasonable people’*”.....Chief Judge Danny Boggs has otherwise simply claimed that, “*The Judicial Council is not a court and has no jurisdiction to review any rulings by a judge*”.**
- **While Judge Danny Boggs seemingly has recognized that “*Complainant contends that the panel’s order misrepresents the factual basis of his pleadings and constitutes misconduct*”, this “*chief justice*” yet declined to address the following “*merits*” in FACT (and available by Evidence) that support my claims:**
  - a) That Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove “*misrepresented the underlying facts and basis for the Petitioner’s (my) pleadings through significant omissions and misstatements of facts relevant to the petitioner’s (my) pleadings*”;
  - b) That the Order of Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove “*displays the familiar pattern of the co-defendants ‘denying full faith and credit’ to (my) Texas ‘clemency’ documents*” and while “*reflecting and reinforcing the pattern of co-defendants’ ‘exploitation of a vulnerable victim’*”;
  - c) That the Order of Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove “*presents ‘the same pattern’ used by the co-defendants of minimizing the significance of the Petitioner’s criminal allegations, even altogether denying recognition to (my) specific references to FACTS and EVIDENCE in support of SPECIFIC CRIMINAL ALLEGATIONS against the co-defendants and other government officials for whose crimes these co-defendants are otherwise being criminally ‘shielded’ and ‘covered up’*”;
  - d) That Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove “*have disregarded federal statutes regarding the extent to which they*

*are legally authorized to disclose or publish confidential and identifying information regarding a 'conviction' or the 'expungement' thereof";*

- e) That Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove have committed "*intentional FRAUD and a willful COVER UP of allegations of criminal felony offenses, which itself constitutes felony offenses by the judges*";
  - f) That Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove have all disregarded their "*duty to take immediate action under both State and Federal statutes governing the RIGHTS OF CRIME VICTIMS*";
  - g) That the Order of Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove "*displays the familiar patterns of a government 'cover-up' of preferential treatment for government peers, an 'obstruction of justice', and a 'conspiracy against rights'*";
  - h) That the Order of Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove "*displays the familiar pattern of the government co-defendants (named in the "original" case) of 'corruptly misleading the public' by setting forth 'fraudulent' authentication features in what is otherwise the restricted interstate communication of criminal history identification information*";
  - i) That the Order of Martha Craig Daughtrey, David William McKeague, and Gregory F. Van Tatenhove "*displays the familiar pattern of the government co-defendants of 'corruptly misleading the public' by libel, slander, and by trespassing upon Petitioner's personal and professional reputation*";
  - j) That "*the action of these Judges demonstrates their role in a continuum of 'government racketeering'*";
- Despite the above-stated claims included with my outline of the FACTS, the LAWS, and the EVIDENCE available for a proper review of this/these Judicial Misconduct Complaint(s), Chief Judge Danny Boggs dismissed my complaints under the additional claims that my complaints are "*frivolous*"; and because my Complaint allegedly "*fails to allege conduct or a condition of a judge or magistrate which is prejudicial to the effect and expeditious administration of the business of the courts*". His written statements only underscore my claim now to this Judicial Council for the Court of Appeals of the Sixth Circuit that Judge Danny Boggs acted in "dereliction" of his duty to consider the "merits" of those facts, laws, and evidence when deciding upon my Complaint.

**This Judicial Council of the Sixth Circuit Court of Appeals should note that the Rules barring the review of a "dismissal" decision that is "directly related to the merits of the named judges' decision" does not preclude a petitioner's right to have his or her petition considered and granted on the basis that the "named judge' decision" is "meritless" given the "context" and "conditions" under which that decision is derived.** In this case, the "decision" of the three judges follows the "same pattern" of criminal behavior (by members of their "peer group" of government "officials") about which the Sixth Circuit Court judges were petitioned to review and decide upon *against* their "peer group" of other government officials. The crimes they committed in the process of their committing "gross negligence" in "malfeasance" of their judicial duties in order to "aid and abet" their government co-conspirators does not serve as the proper basis for determining that the petitioner's allegations against these judges are "meritless" or that the petitioner's claims should be dismissed because they are "*directly related to the decision*" of the judges (to dismiss the Plaintiff-Appellants' claims and case against those other government co-defendants).

Therefore, this Judicial Council should grant the review of this new "Petition", as well as grant proper sanctions against Judges Martha C. Daughtrey, David W. McKeague and Judge Gregory Van

Tatenhove for their gross negligence and malfeasance of duty to consider and rule upon the “*merits*” of the pleadings before them, and for their having followed the recurring criminal “*pattern*” (also displayed by Judge Danny Boggs) of **disregarding the merits and providing a written “*decision*” laced with significant “*omissions*” and “*misstatements*” of the actual “*merits*” that I have presented straightforwardly in FACTS, in LAWS, and in EVIDENCE...as I am now similarly presenting facts, laws, and evidence to this Judicial Council.**

Thank you for processing this important Petition.

Respectfully,

A handwritten signature in black ink, appearing to read "David L. Chip". The signature is written in a cursive style with a large, sweeping initial "D".

OFFICE OF THE CIRCUIT EXECUTIVE  
**UNITED STATES COURT OF APPEALS**  
FOR THE SIXTH CIRCUIT  
503 POTTER STEWART UNITED STATES COURTHOUSE  
100 EAST FIFTH STREET  
CINCINNATI, OHIO 45202-3988

CLARENCE MADDOX  
CIRCUIT EXECUTIVE

TELEPHONE: (513) 564-7200  
FAX: (513) 564-7210  
WEBSITE: [www.ca6.uscourts.gov](http://www.ca6.uscourts.gov)

January 19, 2010

David Schied  
20075 Northville Place Dr. North #3120  
Northville, MI 48167

Re: Complaint of Judicial Misconduct No. 06-08-90058/59/60

Dear Mr. Schied:

Enclosed is a copy of an Order of the Judicial Council of the Sixth Circuit signed on January 8, 2010, by Chief Judge Alice M. Batchelder in which the Council affirmed Chief Judge Boggs's dismissal of your complaint of judicial misconduct filed against United States Circuit Judges Martha C. Daughtrey, David W. McKeague and United States District Judge Gregory Van Tatenhove.

Pursuant to Rule 19(e) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings, you are advised that the law provides for no further review of the decision of the Council.

Sincerely,



Clarence Maddox  
Circuit Executive

Enclosure

CM/pgn

**JUDICIAL COUNCIL OF THE SIXTH CIRCUIT**  
**MICHIGAN-OHIO-KENTUCKY-TENNESSEE**

In re:  
Complaint of Judicial Misconduct

\*  
\* Nos. 06-08-90058/59/60  
\*  
\*  
\*  
\*  
\*

**ORDER**

On Petition to Review an Order of Dismissal

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Pursuant to 28 U.S.C. § 357 and Rule 18 of the Rules for Judicial-Conduct and Judicial-Disability Proceedings, the complainant has filed a petition for review of an order entered by the Chief Judge on January 7, 2009, dismissing the complainant's complaint of judicial misconduct pursuant to 28 U.S.C. § 352(b)(1)(A)(ii) and Rule 11(c)(1)(B) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.

The petition for review was considered by the Judicial Council of the Sixth Circuit pursuant to Rule 19 of the Rules for Judicial-Conduct and Judicial-Disability Proceedings, which took effect on April 10, 2008, at a meeting of the Council held on December 1, 2009. All members of the council\* who were present having voted for affirmance of the dismissal of the complaint, the order of dismissal will be affirmed.

It is therefore ORDERED that the Chief Judge's order of dismissal of the complaint be affirmed pursuant to 28 U.S.C. § 357 and Rule 19(b) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.



Alice M. Batchelder  
Chief Judge

Date: 01-08-10

\*Present (voting members): Chief Circuit Judge Alice M. Batchelder, Circuit Judges Karen Nelson Moore, R. Guy Cole, Eric L. Clay, Ronald Lee Gilman, John M. Rogers, Jeffrey S. Sutton, Deborah L. Cook, Richard Allen Griffin, and Helene N. White; Chief District Judges Todd J. Campbell, James G. Carr, Jennifer B. Coffman, Curtis L. Collier, Susan J. Dlott, Paul L. Maloney, Jon P. McCalla, Gerald E. Rosen, and Thomas B. Russell.