

Exhibit 5



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

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January 19, 2010

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

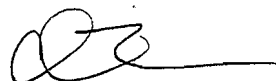
Re: Complaint of Judicial Misconduct No. 06-08-90058/59/60

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

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

On Petition to Review an Order of Dismissal

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. Coffinan, Curtis L. Collier, Susan J. Dlott, Paul L. Maloney, Jon P. McCalla, Gerald E. Rosen, and Thomas B. Russell.