

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

AND NOV, THIS 28th DAY OF
Nov 11, IT IS HEREBY
ORDERED THAT THE WITHIN
MOTION IS DENIED.


GARY L. LANCASTER,
CHIEF UNITED STATES DISTRICT JUDGE

IN RE: John J Tauro, Plaintiff, Pro Se

v.

Allegheny County. et al

No. CV 09-354

And

Max Baer, et al

No. CV 08-1545

ELECTRONICALLY SUBMITTED

PETITION TO REASSIGN CASES

This Petition is directed to the Hon. Gary L. Lancaster, in his capacity as Chief Judge of the Western District of Pennsylvania.

Petitioner's Rule 60 b motions; and first and second requests for recusal, in the above numbered cases, are incorporated herein by reference.

1. Either perceived or actual bias, in any case, are grounds for recusal. These two cases are fraught with examples of demonstrated bias in favor of the defendants, as outlined in the filings above.
2. The U.S. Supreme Court in *Carey v. Piphus* 435 US 24, has held that procedural due process is absolute.
3. Judge Conti has ignored the law; rules of court; refused to allow evidence in support of claims; has reframed issues; has closed the cases with material fact issues outstanding; used the 'closed' status of the cases to deny legally sufficient filings; has allowed defendants to perpetrate a fraud upon the court; and has generally engaged in an improper obstruction, in the above matters.
4. The Petitioner has been denied due process; been subjected to unequal treatment; and has been prejudiced by the actions taken in the above matters.