

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA**

FILED UNDER SEAL

In re:
HERBERT S. MONCIER
BPR NO. 1910

**Respondent's Objections To The February 11, 2008 Order Of
Investigation And Motion Notice Of Any Communication With
The Court**

Respondent, having filed Responses to the Show Cause Order, Respondent objects to the February 11, 2008 Order that this Court conduct an independent investigation. The role of an investigator is inconsistent with EDTN LR 83.7(d) Adjudicative Responsibilities of this Court pursuant to the Federal Code of Judicial Conduct Canon 3(A).

Further, Respondent, pursuant to the Federal Code of Judicial Responsibility, Canon 3(A)(4) and Fifth Amendment Due Process, moves this Court disclose to Respondent all communications the Court has had received from Chief Judge Collier; any other Judge; from any investigation conducted by this Court to date; or from any other person pertaining to Respondent's case.

This 25th day of February 2008.


HERBERT S. MONCIER

Respondent

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BPR # 1910

Certificate

The undersigned certifies that on February 25, 2008, pursuant to the Court's directive, the foregoing Motion for Relief has been served only upon Geneva Ashby, Division Manager, 209 Joel. W. Solomon Federal Building and United States Courthouse, 900 Georgia Avenue, Chattanooga, TN 37402, by United States Mail, with proper postage thereon, to be filed under seal.


HERBERT S. MONCIER

Respondent