

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Amro N. Elkabany — PETITIONER
(Your Name)

VS.

Judge Louis Shapiro, et al. — RESPONDENT(S)

PROOF OF SERVICE

I, Amro Elkabany, do swear or declare that on this date, 10/08, 2025, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS* and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

Hon. Louis C. Shapiro

c/o Dana Capozzi, Judicial Secretary Email: dana.capozzi@njcourts.gov

Lynn Castillo, Esq. Email: castillo67@verizon.net

Respondents

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 10/08, 2025

Amro Elkabany
(Signature)

25-5852
Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001

Scott S. Harris
Clerk of the Court
(202) 479-3011

October 10, 2025

Mr. Amro N. Elkabany
102 Country Village Road
Jersey City, NJ 07305

Re: Amro N. Elkabany
v. Louis C. Shapiro, Individually and in His Official Capacity as a
Judge, Superior Court of New Jersey, Gloucester County, et al.
No. 25-5852

Dear Mr. Elkabany:

The petition for a writ of certiorari in the above-entitled case was filed on
September 24, 2025 and placed on the docket October 9, 2025 as No. 25-5852.

A form is enclosed for notifying opposing counsel that the case was docketed.

Sincerely,

Scott S. Harris, Clerk

by

Sara Simmons
Case Analyst

Enclosures

SUPREME COURT OF THE UNITED STATES

No. 25-5852

Amro N. Elkabany, Petitioner,

Louis C. Shapiro, Individually and in His Official Capacity as a Judge, Superior Court of New Jersey, Gloucester County, et al., Respondents.

**SUPPLEMENTAL BRIEF IN SUPPORT OF PETITION FOR WRIT OF CERTIORARI
(Pursuant to Supreme Court Rule 15.8)**

I. Introduction

Petitioner respectfully submits this Supplemental Brief under Supreme Court Rule 15.8 to bring to the Court's attention newly discovered evidence demonstrating that Judge Louis C. Shapiro engaged in retaliatory judicial conduct after the filing of the original petition.

This evidence — obtained after the initial filing — confirms that the trial judge knowingly used his judicial authority to retaliate against the Petitioner for filing a misconduct complaint, thereby acting outside the protection of judicial immunity.

II. Background and Newly Discovered Facts

1. April 3, 2025 – Formal Complaint Filed: Petitioner filed a judicial-misconduct complaint (ACJC 2025-378) with the New Jersey Advisory Committee on Judicial Conduct (ACJC) against Judge Louis C. Shapiro.
2. April 16, 2025 – Court Order Scheduling Judgment Hearing: The Court issued an order confirming that the judgment hearing would take place on May 20, 2025, and directed that an Arabic interpreter be present for the oral decision — proof that the hearing was officially confirmed.
3. May 6, 2025 – ACJC Acknowledgment: The ACJC formally confirmed receipt of the complaint under docket ACJC 2025-378, officially notifying Judge Shapiro that he was under disciplinary review.
4. June 12, 2025 – Retaliatory Change in Procedure: After receiving notice of the complaint, the judge's secretary, Dana Capozzi, emailed the parties stating: "There will be no appearance via Zoom for the ruling. Judge will be submitting a written opinion ... It will be completed by the end of the month." This communication confirms that the public judgment hearing was canceled after the disciplinary notification.

RECEIVED

NOV 14 2025

**OFFICE OF THE CLERK
SUPREME COURT, U.S.**

III. Legal Argument: Misuse of Judicial Authority After Disciplinary Complaint — Judicial Immunity Does Not Apply

A. Judicial Immunity Applies Only to Legitimate Judicial Acts

Under long-standing Supreme Court precedent, judicial immunity protects only judicial acts performed in good faith and within jurisdiction — not retaliatory or personal acts:

Bradley v. Fisher, 80 U.S. 335 (1871)

Stump v. Sparkman, 435 U.S. 349 (1978)

Forrester v. White, 484 U.S. 219 (1988)

A judge forfeits immunity when acting with personal motive, retaliation, or clear absence of jurisdiction.

B. Confirmed Judgment Hearing and Interpreter Requirement — Proof of Retaliatory Intent

The April 16, 2025 court order explicitly directed that an Arabic interpreter be present for the oral decision scheduled for May 20, 2025, confirming that the judgment hearing was officially set and prepared. However, shortly after Judge Shapiro received formal notice of the misconduct complaint (ACJC 2025-378), he abruptly canceled that confirmed hearing and shifted to issuing a written ruling instead. The cancellation of a confirmed oral judgment hearing following disciplinary notice constitutes retaliatory misuse of judicial power, undertaken outside the protection of judicial immunity.

C. Retaliatory Conduct Is Non-Judicial

The Supreme Court has consistently held that actions taken for retaliation or personal motives are not judicial acts:

Forrester v. White, 484 U.S. 219 (1988) — Retaliatory or administrative conduct is non-judicial.

Dennis v. Sparks, 449 U.S. 24 (1980) — A judge acting with improper purpose acts in “clear absence of jurisdiction.”

Mireles v. Waco, 502 U.S. 9 (1991) — Even judicial-form acts lose immunity if taken in the absence of jurisdiction.

Because Judge Shapiro’s decisions were made after disciplinary notice and for retaliatory reasons, his conduct was personal and outside judicial capacity.

IV. Constitutional Violation — Fourteenth Amendment Due Process

By continuing to preside after learning of the complaint and altering the scheduled hearing into a private written ruling, Judge Shapiro deprived Petitioner of his right to an impartial tribunal and to public, transparent proceedings under the Fourteenth Amendment’s Due Process Clause.

This transforms his acts from judicial to personal retaliation under color of state law,

actionable under 42 U.S.C. § 1983, and presents a federal question appropriate for Supreme Court review.

V. Appendices

Appendix N – Court Order dated April 16, 2025

Confirms that a post-trial judgment hearing was scheduled and that an Arabic interpreter was ordered for the proceeding.

Appendix O – ACJC Acknowledgment Letter dated May 6, 2025

Confirms that Judge Louis C. Shapiro received official notice that a judicial-misconduct complaint was filed and is pending review.

Appendix P – Email from Judge's Secretary dated June 12, 2025

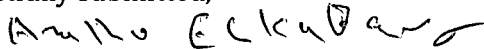
Shows that the scheduled judgment hearing was canceled only after the judge was notified of the misconduct complaint, indicating retaliatory action.

Rooker-Feldman does not apply in this case because the petition does not seek to overturn or modify the state court judgment. Instead, it challenges the unconstitutional procedures, off-the-record proceedings, and retaliatory judicial conduct that occurred outside the normal judicial process. See *Exxon Mobil Corp. v. Saudi Basic Industries Corp.*, 544 U.S. 280 (2005).

VI. Relief Requested

Petitioner respectfully requests that this Honorable Court take judicial notice of the supplemental evidence presented herein and include it within the record of the pending Petition for Writ of Certiorari, as it directly supports the constitutional question concerning the limits of judicial immunity in cases of retaliatory misuse of authority.

Respectfully submitted,



Amro N. Elkabany, Petitioner (Pro Se)

Address: 102 Country Village Rd, Jersey City, NJ 07305

Date: 6/06/2025

PROOF OF SERVICE (BY EMAIL)

I, Amro N. Elkabany, do swear or declare that on this 11 day of 06, 2025, as required by Supreme Court Rule 29, I served the enclosed SUPPLEMENTAL BRIEF IN SUPPORT OF PETITION FOR WRIT OF CERTIORARI (Docket No. 25-5852) on each party by electronic mail, addressed as follows:

Hon. Louis C. Shapiro
c/o Dana Capozzi, Judicial Secretary
Email: dana.capozzi@njcourts.gov

Lynn M. Castillo, Esq.
Email: castillo67@verizon.net

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 11/06, 2025

Signature: Amro N. Elkabany

Amro N. Elkabany, Petitioner (Pro Se)
102 Country Village Rd, Jersey City, NJ 07305
Email: amr66_ngaty@outlook.com
Phone: 717-226-5234

Salem County Superior Court
FILED
APRIL 16 2025

PREPARED BY THE COURT

Sumintra Balchan-Elkabany,

Plaintiff,

v.

Amro Elkabany,

Defendant.

Superior Court of New Jersey
Chancery Division—Family Part
Salem County

Docket No. FM-17-92-24

Civil Action

ORDER

THIS MATTER, being opened to the Court on April 14, 2025 for a continuing trial before the Honorable Louis Charles Shapiro, J.S.C.; with Plaintiff, Sumintra Balchan-Elkabany, represented by Lynn Castillo, Esquire and with Defendant, Amro Elkabany, pro se, all appearing; and for good cause shown;

IT IS on this 16th day of April 2025 hereby **ORDERED** as follows:

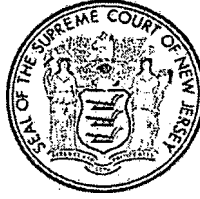
1. The trial has been completed. Parties shall file written submissions to the Court with copies to each other by May 5, 2025. Upon receipt of the parties' written submissions, there will be a decision put on the record May 20, 2025, or a written decision issued.
2. An Arabic speaking interpreter shall be scheduled for a hearing if the Court places an oral decision on the record.
3. No further relief is granted at this time.

Louis C. Shapiro, J.S.C.

Hon. Louis Charles Shapiro, J.S.C.

Appendix O
SUPREME COURT OF NEW JERSEY
ADVISORY COMMITTEE ON JUDICIAL CONDUCT

HONORABLE CARMEN MESSANO, CHAIR
HONORABLE GEORGIA M. CURIO, VICE CHAIR
HONORABLE ROBERT T. ZANE
HONORABLE HECTOR R. VELAZQUEZ
A. MATTHEW BOXER, ESQUIRE
PAUL J. WALKER
KAREN KESSLER
DIANA C. MANNING, ESQUIRE
KATHERINE B. CARTER
EMILY A. KALLER, ESQUIRE



MAILING ADDRESS
THE ACJC
PO Box 037
TRENTON, NEW JERSEY 08625-0037

PRINCIPAL OFFICE:
RICHARD J. HUGHES JUSTICE COMPLEX
TRENTON, NEW JERSEY
(609) 815-2900 EXT. 51910
CANDACE MOODY, EXECUTIVE DIRECTOR/COUNSEL
DANIEL BURNS, ASSISTANT COUNSEL
LOUIS H. TARANTO, CHIEF INVESTIGATOR

Confidential

May 6, 2025

Amro Elkabany
102 Country Village Road
Jersey City, NJ 07305

REVISED

Re: ACJC 2025-378 (Judge Louis Shapiro)

Dear Amro Elkabany:

This letter is to acknowledge this office's receipt of your signed Formal Complaint dated April 3, 2025, with attachments, regarding your experience in the **Salem** County Superior Court. Copies will be provided to the members of the Advisory Committee on Judicial Conduct, and this matter will be listed for discussion at the Committee's next meeting. The members will decide at that time if there is an indication of improper judicial conduct that constitutes a basis for formal judicial disciplinary proceedings.

Whatever the Committee's decision turns out to be, it can have no impact of any sort on an underlying court case. A decision made by the Committee is final and is not reviewable by another committee or by a court of law. The Committee is a disciplinary panel of private citizens, not a court, and as such, it cannot intervene in any court case or determine whether any judicial ruling is correct or incorrect under the law or the facts of a case. Concerns about a judicial decision are more appropriately the subject of an appeal. This Committee has no role in the appellate process. The only person affected by the Committee's decision is the judge who is disciplined.

11:55

Appendix P

< Back

3 Messages



Appendix P
Dana Capozzi

6/12/25

To: Lynn & 1 more... >

RE: [External] Elkabany vs. Elkabany (FM-17-92-24)

Ms. Castillo and Mr. Elkabany:

There will be no appearance via zoom for the ruling. Judge will be submitting a written opinion. I don't know if it will be completed by June 17, 2025 that was a control date. It will be completed by the end of the month.

Regards,
Dana Capozzi

Dana Capozzi, Judges Secretary
Hon. Louis Charles Shapiro, J.S.C.
Gloucester County Superior Court (FV/FO)
856-878-5050 ext 15562

See More

