

THE JUDICIAL COUNCIL OF THE SEVENTH CIRCUIT
219 South Dearborn Street
Chicago, Illinois 60604

November 5, 2024

Chief Judge Diane S. Sykes

No. 07-24-90112

IN RE COMPLAINT AGAINST A JUDGE

MEMORANDUM AND ORDER

The complainant filed a misconduct complaint against the judge who dismissed his civil case. He challenges the dismissal decision as an abuse of discretion and “arbitrary and capricious.” He also accuses the judge of “bias/prejudice towards me and my claims.”

These allegations relate directly to the merits of the judge’s decision to dismiss the complainant’s case and thus are not proper grounds for a misconduct complaint. 28 U.S.C. § 352(b)(1)(A)(ii). “Any allegation that calls into question the correctness of an official decision or procedural ruling of a judge ... is merits related” and must be dismissed. RULES FOR JUD.-CONDUCT & JUD.-DISABILITY PROC. r. 4(b)(1) cmt. To the extent that the complainant accuses the judge of being biased against him, the allegations are unsupported and frivolous. 28 U.S.C. § 352(b)(1)(A)(iii). A misconduct complaint must be supported by sufficient facts to raise an inference that misconduct occurred; adverse litigation outcomes are not enough.

Accordingly, the complaint is dismissed pursuant to § 352(b)(1)(A)(ii) and (iii). The complainant may petition the Judicial Council of the Seventh Circuit for review of this order in accordance with Rule 18(b) of the *Rules for Judicial-Conduct and Judicial-Disability Proceedings*. *Id.* § 352(c); *see* RULES FOR JUD.-DISABILITY PROC. r. 11(g)(3). A petition for review must be filed in the clerk’s office of the United States Court of Appeals for the Seventh Circuit not later than 42 days of the date of this order.