

Judicial Council of the Seventh Circuit.
219 South Dearborn Street
Chicago, Illinois 60604

January 20, 2011

Circuit Judge Richard A. Posner*

Nos. 07-11-90002
07-11-90003
07-11-90004

MEMORANDUM

IN RE COMPLAINT AGAINST THREE JUDGES

Complainant has filed a judicial misconduct complaint against three judges. The complaint is about the rulings of these judges a number of years ago. Complainant alleges that the rulings violated federal law. Complainant is seeking to vacate the judgement.

A judicial misconduct proceeding is not a permissible alternative to an appeal. It is not an error-correction device. See House of Representatives Report No. 96- 1313, 96th Cong., 2nd Sess. (1980) at 10. If the judges erred, the remedy is not through the judicial misconduct complaint process. Section 352(b)(1)(A)(ii) of Title 28 of the United States Code and Rule 11(c)(1)(B) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings specifically exclude allegations calling into question the correctness of a judge's ruling.

Therefore this complaint is dismissed 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.

*This complaint was assigned to Circuit Judge Richard A. Posner pursuant to 28 U.S.C. § 351(c).