

THE JUDICIAL COUNCIL OF THE SEVENTH CIRCUIT

219 South Dearborn Street
Chicago, Illinois 60604

February 16, 2011

FRANK H. EASTERBROOK
Chief Judge

No. 07-11-90017

IN RE COMPLAINT AGAINST A JUDICIAL OFFICER

MEMORANDUM

Complainant is the plaintiff in a civil suit pending in district court. He contends that the assigned judge granted his opponent an extension of time, did not do enough to ensure compliance with the new deadline, and did not intervene to correct what complainant believes are errors in a transcript.

Any complaint that is “directly related to the merits of a decision or procedural ruling” must be dismissed. 28 U.S.C. §352(b)(1)(A)(ii). See also Rule 11(c)(1)(B) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings. “Any allegation that calls into question the correctness of an official action of a judge ... is merits related.” Standard 2 for Assessing Compliance with the Act, *Implementation of the Judicial Conduct and Disability Act of 1980: A Report to the Chief Justice* 145 (2006). The allegations of this complaint fit that description. The Judicial Council is not a means for litigants to obtain interlocutory review of a district judge’s actions (or inactions). If the judge makes errors that affect the outcome, the remedy is by appeal from the final decision.