

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

December 31, 2008

FRANK H. EASTERBROOK
Chief Judge

No. 07-08-90115

IN RE COMPLAINT AGAINST A JUDICIAL OFFICER

MEMORANDUM

Complainant believes that the district judge assigned to one of his suits exhibits “ethnic prejudice, bigotry, and hatred of the complainants’ [sic] ethnicity, orthodox theology, genders [sic], disabilities, and socio-economic status”.

These are serious charges, for which complainant offers not one iota of evidence. He does not point to anything the judge has said or done, or even a day on which a hearing might have entailed any inappropriate remarks or conduct. The complaint is therefore dismissed because it is “lacking sufficient evidence to raise an inference that misconduct has occurred”. 28 U.S.C. §352(b)(1)(A)(iii).

Complainant frequently makes baseless charges of misconduct. Earlier this year the court of appeals entered an order providing that complainant has forfeited the privilege of proceeding *in forma pauperis* and directing the clerks of all courts within the circuit to return, unfiled, any papers that complainant tenders until all accumulated filing fees and sanctions have been paid. It is unclear to me why the clerk of the district court continued to accept filings from complainant after that order was entered. See *In re City of Chicago*, 500 F.3d 582 (7th Cir. 2007). That the court received these papers is a benefit to complainant, not a reason for suspecting the judge of bias against him.

The fact that complainant is under a filing bar leads me to be concerned that complainant will move the forum for his frivolous charges from the court to the Judicial Council. I therefore warn complainant that further unsubstantiated complaints will lead me to ask the Council to enter an order restricting his access to this grievance machinery. See Rule 10(a) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.