

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

October 10, 2012

Circuit Judge Richard A. Posner

Nos. 07-12-90070
07-12-90071
07-12-90072

IN RE COMPLAINT AGAINST THREE JUDGES

MEMORANDUM

Complainant complains about three judges who made a decision in a case in which complainant is a party. The complaint says it is a petition to the judicial council for review of a court order sanctioning complainant. He also includes allegations of the lack of jurisdiction of the judges in entering orders going back more than eight years.

A judicial misconduct proceeding is not a permissible alternative to an appeal. It is not an error-correction device. See 28 U.S.C. § 351 and 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. Rule 3(h)(3)(A) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings specifically excludes allegations calling into question the correctness of a judge's ruling. 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).