

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

March 27, 2013

FRANK H. EASTERBROOK
Chief Judge

No. 07-13-90016

IN RE COMPLAINT AGAINST A JUDICIAL OFFICER

MEMORANDUM

This is complainant's fourth charge of misconduct against the same district judge in connection with pending civil litigation. Earlier complaints were dismissed under 28 U.S.C. §352(b)(1)(A)(ii), which provides that the Judicial Conduct and Disability Act of 1980 does not cover procedural or substantive rulings in litigation.

Like the earlier complaints, this one contests the subject judge's rulings. Complainant contends that he is entitled to a jury trial and that the judge erred in ruling otherwise. That contention is squarely covered by §352(b)(1)(A)(ii).

My most recent decision, in No. 07-12-90075, told complainant that any future complaint that did not make a serious effort to show how it is compatible with §352(b)(1)(A)(ii) would be dismissed summarily, and that I would direct him to show cause why the Judicial Council should not curtail his repeated but apparently frivolous invocations of the 1980 Act. The current complaint does not mention §352(b)(1)(A)(ii). It is dismissed, and I give complainant 14 days to show cause why the Council should not curtail his abuse of the 1980 Act.