

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

April 19, 2013

FRANK H. EASTERBROOK
Chief Judge

No. 07-13-90026

IN RE COMPLAINT AGAINST A JUDICIAL OFFICER

MEMORANDUM

Complainant is the plaintiff in a pending civil suit. The judge granted summary judgment for the defendants on all but one claim, which remains pending. Complainant contends that this decision constitutes misconduct because, in complainant's view, the evidence the defendants submitted should not have been accepted.

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 way to seek relief from a potential judicial error is to appeal from the final decision (which has yet to occur). The Judicial Council does not offer an alternative forum for a contest to the correctness of a judge's decisions.