

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

September 20, 2013

FRANK H. EASTERBROOK
Chief Judge

No. 07-13-90072

IN RE COMPLAINT AGAINST A JUDICIAL OFFICER

MEMORANDUM

Complainant filed and lost several civil suits. The district court's executive committee concluded that these suits were frivolous and entered an order requiring her to obtain permission before filing any additional suits. Last year I dismissed a complaint (Nos. 07-12-90040 to -90045) against the members of the executive committee. The current complaint contends that the district judge assigned to two of these suits committed misconduct.

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 sole basis for the grievance appears to be complainant's belief that the district judge should have resolved the suits in her favor or taken a procedural step such as recruiting counsel that would have assisted her. Section 352(b)(1)(A)(ii) forecloses either variation.

When dismissing Nos. 07-12-90040 to -90045 I informed complainant about §352(b)(1)(A)(ii). The current complaint mentions neither the statute nor my decision of last year. Any further complaint that does not make a serious effort to address the effect of §352(b)(1)(A) will be dismissed summarily, and I will order complainant to show

cause why the Judicial Council should not curtail her apparently frivolous invocations of the 1980 Act. See Rule 10(a) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.