

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

December 17, 2013

Chief Judge Diane P. Wood

No. 07-13-90096

IN RE COMPLAINT AGAINST A JUDGE

MEMORANDUM

Complainant has filed a judicial misconduct complaint against the judge assigned to his case. The complaint is that the judge apparently concluded that venue should be in another court and the judge did not allow the summons to issue. 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). Decisions as to what is proper venue and whether or not to issue summons are not the proper subjects of judicial misconduct complaints.

Therefore this complaint is dismissed pursuant to 28 U.S.C. §352(b)(1)(A)(ii).