

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

June 16, 2017

Chief Judge Diane P. Wood

No. 07-17-90022

IN RE COMPLAINT AGAINST A JUDGE

MEMORANDUM

Complainant has filed a judicial misconduct complaint against a judge who has adversely ruled against complainant. The basis of the complaint is the adverse ruling. The remedy is an appeal not a judicial misconduct complaint. 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).

Two years ago complainant filed two separate similar judicial misconduct complaints against a judge. Both complaints were dismissed as the complaints were based on adverse rulings. Complainant is again complaining about the judge’s underlying decision.

Repetitive filing of insubstantial judicial misconduct complaints is an abuse of the provisions of the Judicial Conduct and Disabilities Act of 1980, 28 U.S.C. §§351-364. If complainant continues to abuse the provisions of the Act, I will ask the Seventh Circuit Judicial Council to require complainant to post a \$1,000 bond before any future complaints are reviewed.

These complaints are dismissed pursuant to 28 U.S.C. §352(b)(1)(A)(ii).