

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

June 1, 2018

Chief Judge Diane P. Wood

No. 07-18-90038

IN RE COMPLAINT AGAINST A JUDGE

MEMORANDUM

Complainant has filed a judicial misconduct complaint against the judge assigned to her common law husband's case. The basis for the complaint is set forth in an attached copy of a motion to recuse the judge. The allegations are that the judge has erroneously ruled on pretrial motions and those rulings, plus the judge's statements in court, show that the judge is biased in favor of the other side.

There is nothing in this complaint which establishes judicial misconduct. If the judge should recuse, that issue can be raised on an appeal taken from a final judgment. 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).

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