

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

September 8, 2020

Chief Judge Diane S. Sykes

No. 07-20-90088

IN RE COMPLAINT AGAINST A JUDGE:

MEMORANDUM

Complainant filed a misconduct complaint against the judge who presided in his criminal case. He alleges that the prosecutor submitted false information to the court and the judge repeated the false information in his order denying posttrial relief. He accuses the judge and the prosecutor of conspiring to obstruct justice.

The conspiracy allegation is baseless. The remaining allegations concern the judge's posttrial ruling. 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 complaint is dismissed pursuant to 28 U.S.C. § 352(b)(1)(A)(ii) and (iii).