

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

May 10, 2022

Chief Judge Diane S. Sykes

No. 07-22-90026

IN RE COMPLAINT AGAINST A JUDGE

MEMORANDUM AND ORDER

The complainant filed a misconduct complaint against the judge who presided in several civil-rights cases he filed between 2013 and 2016. He objects that all his cases were assigned to the same judge.

Any claim regarding the assignment of cases is related to an action of the clerk's office, not a judge, and is beyond the purview of the Judicial Conduct and Disability Act. 28 U.S.C. § 352(b)(1)(A)(i). Thus, the complaint does not raise cognizable judicial misconduct and must be dismissed. By way of explanation, however, the district court has promulgated an administrative order governing the assignment of cases. Pursuant to that order, cases are randomly assigned unless the same litigant files multiple cases within a five-year period. For repeat litigants like the complainant, the first case is randomly assigned and subsequent cases within the five-year period are assigned to that same judge. The dockets reflect that this process was used in the complainant's cases.

For the foregoing reason, the complaint is dismissed pursuant to § 352(b)(1)(A)(i). The complainant may petition the Judicial Council of the Seventh Circuit for review of this order in accordance with Rule 18(b) of the *Rules for Judicial-Conduct and Judicial-Disability Proceedings*. 28 U.S.C. § 352(c); see RULES FOR JUD.-CONDUCT & JUD.-DISABILITY PROC. 11(g)(3). A petition for review must be filed in the clerk's office of the United States Court of Appeals for the Seventh Circuit not later than 42 days of the date of this order.