

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

September 7, 2022

Circuit Judge Thomas L. Kirsch II*

Nos. 07-22-90056 through -90075

IN RE COMPLAINTS AGAINST TWENTY JUDGES

MEMORANDUM AND ORDER

The complainant filed a misconduct complaint accusing twenty judges and the clerk of court of misconduct. The allegations are disjointed, unwieldy, and at times irrational—referencing, among other things, kidnappings, murder, conspiracy, and criminal trespass—but it appears that the complainant disagrees with rulings made in his cases as well as the decision of the district’s executive committee to place him on the restricted filer list. He also claims the United States Marshals Service has been threatening him.

The complainant’s allegations are merits-related as well as unsupported and frivolous. Allegations concerning the merits of a judge’s decisions are not proper grounds for a misconduct complaint. 28 U.S.C. § 352(b)(1)(A)(ii). “Any allegation that calls into question the correctness of an official action of a judge ... is merits related.” STEPHEN BREYER ET AL., IMPLEMENTATION OF THE JUDICIAL CONDUCT AND DISABILITY ACT OF 1980: A REPORT TO THE CHIEF JUSTICE 145 (2006). The challenges to the judges’ rulings are merits related and must be dismissed. § 352(b)(1)(A)(ii). Further, the complainant’s allegations of discrimination, prejudice, and criminal activity by judges are unsupported and frivolous and must be dismissed. § 352(b)(1)(A)(iii); *see* RULES FOR JUD.-CONDUCT & JUD.-DISABILITY PROC. 11(c)(1)(D). Finally, the allegations against the clerk of court and United States Marshals Service are beyond the purview of the Judicial Conduct and Disability Act. 28 U.S.C. § 352(b)(1)(A)(i); *see also* § 351(a), (d) (permitting a complaint against “a judge” and defining that term to include only circuit, district, bankruptcy, and magistrate judges).

*I have been assigned to these complaints under 28 U.S.C. §351(c) and Rule 25(f) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.

Accordingly, the complaints are dismissed pursuant to § 352(b)(1)(A)(i), (ii), and (iii). 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.