

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

October 11, 2022

Chief Judge Diane S. Sykes

Nos. 07-22-90079 & 07-22-90080

IN RE COMPLAINTS AGAINST TWO JUDGES

MEMORANDUM AND ORDER

The complainant filed a misconduct complaint against two judges—the magistrate judge and the district judge assigned to his habeas case. He raises frivolous “sovereign citizen” claims and other nonsensical challenges to the district judge’s handling of his case. He asks the court of appeals for an immediate hearing and the issuance of a writ of habeas corpus.

Frivolous misconduct complaints must be dismissed. 28 U.S.C. § 352(b)(1)(iii). Moreover, complaints about the merits of a judge’s decisions are not proper grounds for a misconduct complaint. *Id.* § 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).

Accordingly, this complaint is dismissed pursuant to § 352(b)(1)(A)(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.