

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

November 23, 2022

Chief Judge Diane S. Sykes

Nos. 07-22-90104 & 07-22-90105

IN RE COMPLAINTS AGAINST TWO JUDGES

MEMORANDUM AND ORDER

The complainant filed misconduct complaints accusing two judges and several others of misconduct. The allegations are disjointed, unwieldy, and fantastical, but it appears that the complainant disagrees with the decision of the district judge to summarily dismiss his complaint and to do so without first appointing counsel for him.

The complainant's allegations are unsupported and frivolous. The complaints must therefore be dismissed pursuant to 28 U.S.C. § 352(b)(1)(A)(iii). Moreover, to the extent that the complainant challenges the merits of either judge's decisions, his allegations are not a proper basis for a misconduct complaint. 28 U.S.C. § 352(b)(1)(A)(ii); RULES FOR JUD.-CONDUCT & JUD.-DISABILITY PROC. r. 4(b)(1). "Any allegation that calls into question the correctness of an official decision or procedural ruling of a judge ... is merits related." RULES FOR JUD.-CONDUCT & JUD.-DISABILITY PROC. r. 4(b)(1) cmt. Finally, the allegations against non-judges are beyond the purview of the Judicial Conduct and Disability Act. 28 U.S.C. § 352(b)(1)(A)(i); *see also id.* § 351(a), (d) (permitting a complaint against "a judge" and defining that term to include only circuit, district, bankruptcy, and magistrate judges).

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. r. 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.