

**THE JUDICIAL COUNCIL OF THE SEVENTH CIRCUIT**

219 South Dearborn Street  
Chicago, Illinois 60604

November 29, 2006

FRANK H. EASTERBROOK  
Chief Judge

No. 06-7-372-44

IN RE COMPLAINT AGAINST A JUDICIAL OFFICER

MEMORANDUM

Complainant is dissatisfied about the district judge's delay in rulings made in his litigation. The suit was filed in December 2004, defendants were served with process in April 2005 (after initial screening under 28 U.S.C. §1915A), and judgment was rendered for defendants in March 2006. Plaintiff filed three post-judgment motions seeking reconsideration; these remain under advisement.

Although delay in judicial decision-making is unfortunate and undesirable, the substantial caseload assigned to federal judges makes it impossible for them to resolve all litigation with the dispatch that would characterize an ideal system. This suit has been fully resolved; plaintiff could have appealed in April 2006 but chose to file post-judgment motions. The time taken to handle this litigation cannot be classified as a form of official misconduct; delay does not imply that the judge is unwilling or unable to handle the litigation on his docket.

Accordingly, this complaint is dismissed because the acts in question are not judicial misconduct.