

FILED

NOV 04 2013

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 13-90047, 13-90048 and
13-90049

ORDER

KOZINSKI, Chief Judge:

A pro se prisoner alleges that three circuit judges erroneously denied the prisoner's application to file a second or successive habeas petition. Any disagreement complainant has with the judges' ruling is merits-related and not cognizable in misconduct proceedings. See 28 U.S.C. § 352(b)(1)(A)(ii); Judicial-Conduct Rule 11(c)(1)(B).

DISMISSED.