

FILED

AUG 20 2015

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 14-90136

ORDER

THOMAS, Chief Judge:

Complainant, a pro se litigant, alleges that a district judge erred in dismissing his complaint and denying him leave to appeal in forma pauperis. These allegations relate directly to the merits of the judge's rulings and must therefore be dismissed. See 28 U.S.C. § 352(b)(1)(A)(ii); In re Charge of Judicial Misconduct, 685 F.2d 1226, 1227 (9th Cir. Jud. Council 1982); Judicial-Conduct Rule 11(c)(1)(B).

Complainant further alleges that the judge improperly favored an opposing party by not requiring a response to complainant's pleading and refusing to enter default judgment. Adverse rulings cannot alone prove bias. See In re Complaint of Judicial Misconduct, 583 F.3d 598 (9th Cir. Jud. Council 2009). Furthermore, the record reveals that each of the opposing parties did respond to complainant's pleading by filing a motion to dismiss. Because complainant offers no other evidence to support his claim, this charge must be dismissed as unfounded. See 28

U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

DISMISSED.