

FILED

NOV 4 2015

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 15-90122, 15-90123,
15-90124, 15-90125, 15-90126,
15-90141, 15-90142, 15-90143,
15-90144 and 15-90145

ORDER

THOMAS, Chief Judge:

A pro se litigant alleges that six district judges and four magistrate judges made improper rulings in his civil cases. Any disagreement complainant has with the judges' rulings is merits-related and not cognizable in a misconduct proceeding. 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 also alleges that the judges were biased against him on account of his hair color. Because adverse rulings are not evidence of bias, see In re Complaint of Judicial Misconduct, 583 F.3d 598 (9th Cir. Jud. Council 2009), and complainant offers no objectively verifiable proof in support of these allegations, they must be dismissed as unsupported. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

Complainant also claims that the judges were “impaired by some form of intoxication,” but provides no evidence. This speculative allegation must be dismissed as unfounded. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

Complainant’s request that I recuse myself from considering this complaint is denied. Under the Judicial Conduct and Disability Act, the chief judge must review judicial misconduct complaints. 28 U.S.C. § 352; Judicial-Conduct Rule 11(a). Nothing in this matter warrants otherwise. See Judicial-Conduct Rule 25.

Further misconduct complaints presenting fundamentally the same allegations may be summarily dismissed as frivolous. Judicial-Conduct Rule 11(c)(1)(C). Moreover, complainant is cautioned that a “complainant who has filed repetitive, harassing, or frivolous complaints, or has otherwise abused the complaint procedure, may be restricted from filing further complaints.”

Judicial-Conduct Rule 10(a).

DISMISSED.