

FILED

MAY 10 2016

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 16-90041 and 16-90042

ORDER

THOMAS, Chief Judge:

Complainant, a pro se prisoner, alleges that a district judge and a magistrate judge fabricated orders and misrepresented facts so that they may dismiss his pending civil case or force him into a settlement with defendants. To the extent complainant alleges that the judges intentionally mischaracterized their orders or the record, or tried to “intimidate” complainant, I have reviewed the orders and related documents cited by complainant, and find no evidence that misconduct has occurred. To the extent complainant disagrees with the judges’ orders, these allegations relate directly to the merits of the judges’ rulings and must 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 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). See, e.g., In re Complaint of Judicial Misconduct, 623 F.3d 1101, 1102–03 (9th Cir. Jud. Council 2010) (imposing such a sanction); In re Complaint of Judicial Misconduct, 601 F.3d 1005, 1006 (9th Cir. Jud. Council 2010) (same).

DISMISSED.