

FILED

MAY 9 2017

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 17-90040 and 17-90041

ORDER

THOMAS, Chief Judge:

Complainant, a nonparty to two civil cases, alleges that two district judges ignored the Constitution and were “swayed by partisan interests.” She cites to a dissenting opinion on appeal, a ruling from another district court, and a Congressional Research Service Report to demonstrate that the judges’ rulings were erroneous. Any disagreement complainant has with these 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). Further, adverse rulings cannot alone prove bias. See In re Complaint of Judicial Misconduct, 583 F.3d 598 (9th Cir. Jud. Council 2009). Because complainant offers no other evidence to support her claim, these charges must be dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

DISMISSED.