

FILED

JUL 13 2017

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 17-90061

ORDER

THOMAS, Chief Judge:

Complainant, a pro se prisoner, alleges that a magistrate judge made improper procedural and substantive rulings in his civil rights action.

Complainant further alleges that the judge acted without complainant's consent to jurisdiction. Although a magistrate judge is restricted from issuing dispositive orders, the docket shows that the magistrate judge made no dispositive rulings in the case. See 28 U.S.C. § 636(b)(1). To the extent that complainant disagrees with the judge's orders, these charges 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 magistrate judge was biased against him. However, adverse rulings alone are not proof of bias, and complainant provides no objectively verifiable evidence to support this allegation, which must

be dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii); In re Complaint of Judicial Misconduct, 583 F.3d 598 (9th Cir. Jud. Council 2009); Judicial-Conduct Rule 11(c)(1)(D).

DISMISSED.