

FILED

JAN 31 2018

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 17-90110 and 17-90111

ORDER

Before: **CANBY, BYBEE, M. SMITH, N.R. SMITH** and **MURGUIA**,
Circuit Judges, **MOSKOWITZ** and **SEABRIGHT**, Chief District
Judges, and **AIKEN** and **MOLLWAY**, District Judges*

Pursuant to Article V of the Rules for Judicial-Conduct and Judicial-
Disability Proceedings under 28 U.S.C. § 352(c), complainant has filed a petition
for review of the order of the Chief Judge entered on December 13, 2017,
dismissing the complaints against a district judge and a magistrate judge of this
circuit.

We have carefully reviewed the record and the authorities cited by the Chief
Judge in his order of dismissal. We conclude there is no basis for overturning the
order of dismissal.

For the reasons stated by the Chief Judge and based upon the controlling
authority cited in support thereof, we affirm.

*Hon. Virginia A. Phillips did not participate in the consideration of this matter.