

FEB 7 2018

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT****IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

No. 18-90011

**ORDER****THOMAS**, Chief Judge:

Complainant alleges that a district judge improperly sealed a trial transcript. The current complaint raises the same misconduct allegation that was dismissed as merits-related in a prior complaint brought by complainant. See *In re Complaint of Judicial Misconduct*, No. 12-90078 (9th Cir. Jud. Council Nov. 16, 2012); *aff'd In re Complaint of Judicial Misconduct*, No. 12-90078 (9th Cir. Jud. Council Jan. 22, 2013). Therefore, the prior order makes further action on this charge unnecessary. See Judicial-Conduct Rule 11(c)(1)(C); *In re Complaint of Judicial Misconduct*, 563 F.3d 853, 854 (9th Cir. Jud. Council 2009).

Complainant also alleges that the judge is biased against pro se litigants. However, adverse rulings alone are not proof of bias, and complainant provides no objectively verifiable evidence to support these allegations, 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.**