

FILED

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

JUN 24 2026
MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 26-90154

ORDER

MURGUIA, Chief Judge:

Complainant, a pro se litigant, has filed a complaint of judicial misconduct against a bankruptcy judge. Review of this complaint is governed by the Rules for Judicial-Conduct and Judicial-Disability Proceedings (“Judicial-Conduct Rules”), the federal statutes addressing judicial conduct and disability, 28 U.S.C. § 351 *et seq.*, and relevant prior decisions of the Ninth Circuit Judicial Council. In accordance with these authorities, the names of the complainant and the subject judge shall not be disclosed in this order. *See* Judicial-Conduct Rule 11(g)(2).

The Judicial Conduct and Disability Act provides a remedy if a federal judge “has engaged in conduct prejudicial to the effective and expeditious administration of the business of the courts.” 28 U.S.C. § 351(a). A chief judge may dismiss a complaint if, following review, he or she finds it is not cognizable under the statute, is directly related to the merits of a decision or procedural ruling, or is frivolous or lacks sufficient evidence to raise an inference of misconduct. *See* 28

U.S.C. § 352(b)(1)(A)(i)-(iii). Judicial misconduct proceedings are not a substitute for the normal appellate review process and may not be used to seek reversal of a judge's decision, to obtain a new trial, or to request reassignment to a different judge.

In the underlying bankruptcy matter, a party filed a motion to remove complainant from a residential property. Initially, the bankruptcy judge identified certain problems with the motion. When those problems were remedied and the motion was refiled, the bankruptcy judge granted the party's motion and complainant was later removed from the property.

Complainant alleges that the bankruptcy judge was wrong to grant the party's motion, based on what she calls a "void judgment and defective complaint." Because complainant challenges the bankruptcy judge's decisions, including the handling of the motion, the allegation is dismissed. "Any allegation that calls into question the correctness of an official decision or procedural ruling of a judge — without more — is merits-related. The phrase "decision or procedural ruling" is not limited to rulings issued in deciding Article III cases or controversies." Commentary on Rule 4. *See also* 28 U.S.C. § 352(b)(1)(A)(ii) (listing reasons the chief judge may decide to dismiss the complaint, including that claims are directly related to the merits of a decision or procedural ruling); *In re*

Complaint of Judicial Misconduct, 838 F.3d 1030 (9th Cir. Jud. Council 2016) (dismissing as merits-related allegations that a judge made various improper rulings in a case); Judicial-Conduct Rule 11(c)(1)(B).

Next, complainant alleges that the bankruptcy judge's decision resulted in a "fraudulent transfer" of real property. This allegation is also dismissed because it relates to the merits of the bankruptcy judge's decision. *See id.*

Finally, complainant alleges that the bankruptcy judge has committed misconduct by maintaining "active public advertisements as a bankruptcy litigator." As support, she attached screenshots of various websites that list the bankruptcy judge's name. It appears that these websites are automatically populated and may include outdated information. It further appears that none of the profiles have been claimed or maintained by the bankruptcy judge, and none involve "active public advertisements."

Accordingly, this allegation is dismissed as unfounded and because complainant fails to describe conduct that is "prejudicial to the effective and expeditious administration of the business of the courts." Judicial-Conduct Rule 11(c)(1)(A). *See also* 28 U.S.C. § 352(b)(1)(A)(iii) (listing reasons the chief judge may decide to dismiss the complaint, including claims that are lacking sufficient evidence to raise an inference that misconduct has occurred); Judicial-Conduct

Rule 11(c)(1)(D).

DISMISSED.