

JUL 08 2010

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALSJUDICIAL COUNCIL  
OF THE NINTH CIRCUIT

IN RE COMPLAINT OF  JUDICIAL MISCONDUCT
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No. 09-90125

**ORDER****KOZINSKI**, Chief Judge:

Complainant, a pro se litigant, has filed a largely incomprehensible complaint against a magistrate judge in an apparent attempt to relitigate various adverse rulings. This charge relates directly to the merits of the case and must therefore be dismissed. See 28 U.S.C. § 352(b)(1)(A)(ii); Judicial-Conduct Rule 11(c)(1)(B); In re Charge of Judicial Misconduct, 685 F.2d 1226, 1227 (9th Cir. Jud. Council 1982).

Complainant also seems to allege that the judge was in a conspiracy with the defendants, various government officials and others. But complainant hasn't provided any objectively verifiable proof (for example, names of witnesses, recorded documents or transcripts) to support these allegations, so this charge must be dismissed. See In re Complaint of Judicial Misconduct, 569 F.3d 1093, 1093 (9th Cir. Jud. Council 2009). His claim that the judge must be mentally disabled simply dresses up his disagreement with the judge's ruling as proof the judge can't

read. Because there is no evidence that the judge is disabled, these charges must be dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

Complainant's allegations against the defendants and various other non-federal judges are dismissed, because this misconduct complaint procedure applies only to federal judges. See Judicial-Conduct Rule 4.

**DISMISSED.**