

OCT 13 2010

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

JUDICIAL COUNCIL
OF THE NINTH CIRCUIT

IN RE COMPLAINT OF
JUDICIAL MISCONDUCT

Nos. 09-90272, 09-90273,
09-90274 and 09-90275

ORDER

KOZINSKI, Chief Judge:

Complainant's convoluted and largely incoherent misconduct complaint seems to allege that four district judges made improper rulings in his civil cases. One of the judges has since died, and the complaint against him is therefore dismissed as moot. See In re Charge of Judicial Misconduct, 91 F.3d 90, 91 (9th Cir. Jud. Council 1996). The charges against the other judges must be dismissed because they relate directly to the merits of their rulings. 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 judges conspired against him. Complainant has not provided any objectively verifiable proof to support these allegations, so they too must be dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D); In re Complaint of Judicial Misconduct, 569 F.3d 1093, 1093 (9th Cir. 2009).

Finally, complainant's requests to overturn the judges' rulings and award him damages are not forms of relief available under the misconduct complaint procedure. See Judicial-Conduct Rule 3(h); In re Complaint of Judicial Misconduct, 567 F.3d 429, 431 (9th Cir. 2009).

DISMISSED.