

FILED

JAN 22 2010

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 09-90127

ORDER

KOZINSKI, Chief Judge:

A misconduct complaint has been filed against a magistrate judge who has since resigned. The complaint is dismissed as moot. See *In re Charge of Judicial Misconduct*, 91 F.3d 90, 91 (9th Cir. Jud. Council 1996).

DISMISSED.