

DEC 13 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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Nos. 10-90064 and 10-90079

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

Complainant claims that a district judge improperly dismissed his civil case. This charge relates directly to the merits of the judge's rulings 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 suggests that the judge may have conspired against him with the defendants, but his "vague insinuations do not provide the kind of objectively verifiable proof that we require." In re Complaint of Judicial Misconduct, 569 F.3d 1093, 1093 (9th Cir. 2009); see also 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D). Adverse rulings alone do not prove conspiracy. See In re Complaint of Judicial Misconduct, 583 F.3d 598, 598 (9th Cir. 2009).

Complainant's allegations against court staff are dismissed because the complaint procedure applies only to federal judges. See Judicial-Conduct Rule 4.

**DISMISSED.**