

APR 13 2011

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 10-90138

ORDER

PREGERSON, Circuit Judge¹:

Complainant, a pro se litigant, filed a judicial misconduct complaint naming a circuit judge, but the complaint contains no misconduct allegations about that circuit judge or any other federal judge. Because complainant makes no allegation of any “conduct prejudicial to the effective and expeditious administration of the business of the courts,” this complaint is dismissed. See 28 U.S.C. § 351(a); Judicial-Conduct Rule 11(c)(1)(A).

Complainant mentions that he previously attempted to file a judicial misconduct complaint against court staff, after which he received a letter from the staff’s supervisor explaining that the misconduct process applies to federal judges only, and also stating that the supervisor had found no misconduct on the staff’s part. To the extent that complainant is alleging that the circuit judge should have deemed his complaint against court staff as one of judicial misconduct, this charge

¹ This complaint was assigned to Circuit Judge Harry Pregerson pursuant to 28 U.S.C. § 351(c).

is unfounded. See Judicial-Conduct Rule 4.

Complainant's requests for his underlying cases to be consolidated and to be referred to arbitration are not forms of relief available through this complaint procedure. See 28 U.S.C. § 354(a)(2).

DISMISSED.