

APR 20 2011

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT****IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 11-90000

ORDER**KOZINSKI**, Chief Judge:

Complainant alleges that a district judge fabricated and distorted facts in an order. The order explains that complainant's lawyer withdrew, was appointed as standby counsel and later filed a notice of substitution of counsel when he assumed a new position. Complainant points to nothing that shows this description to be inaccurate. The charge is therefore dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D). The exhibits not specifically referenced in complainant's statement of facts were disregarded. See In re Complaint of Judicial Misconduct, 630 F.3d 968, 969–70 (9th Cir. Jud. Council 2010).

DISMISSED.