

SEP 20 2011

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALSJUDICIAL COUNCIL
OF THE NINTH CIRCUIT

IN RE COMPLAINT OF JUDICIAL MISCONDUCT

No. 11-90130

ORDER**KOZINSKI**, Chief Judge:

A pro se litigant alleges that a district judge (1) should have disqualified a magistrate judge from settlement proceedings in complainant's first civil case, (2) should have recused in complainant's second civil case, (3) is prejudiced against complainant due to her race and (4) must be "mentally disabled." Complainant previously filed a misconduct complaint against a magistrate judge raising similar charges. I dismissed those charges as merits-related and unsupported. See In re Complaint of Judicial Misconduct, No. 11-90024 (9th Cir. Jud. Council 2011). In this complaint, complainant again raises merits-related allegations and fails to provide any evidence for her bias or disability charges; thus, all charges must be dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(B), (D).

DISMISSED.