

SEP 05 2012

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALSJUDICIAL COUNCIL
OF THE NINTH CIRCUITIN RE COMPLAINT OF
JUDICIAL MISCONDUCT

Nos. 12-90070 and 12-90107

ORDER

KOZINSKI, Chief Judge:

Complainant, a pro se prisoner, alleges that a district judge made erroneous rulings in his criminal case and also lacked jurisdiction to preside over the case.

This allegation 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); In re Charge of Judicial Misconduct, 685 F.2d 1226, 1227 (9th Cir. Jud. Council 1982); Judicial-Conduct Rule 11(c)(1)(B).

Complainant also alleges that the district judge, together with a magistrate judge, facilitated his kidnapping and enslavement and committed a host of other crimes. Because complainant presents no evidence for his outlandish claims, these charges must be dismissed as unsupported. See 28 U.S.C. § 352(b)(1)(A)(iii); In re Complaint of Judicial Misconduct, 631 F.3d 961, 963 (9th Cir. Jud. Council 2011); Judicial-Conduct Rule 11(c)(1)(D).

Finally, it appears complainant believes criminal prosecution is warranted,

but criminal investigations and prosecutions are beyond the scope of judicial misconduct proceedings. See In re Complaint of Judicial Misconduct, 570 F.3d 1144, 1155 (9th Cir. 2009).

DISMISSED.