

FILED

OCT 16 2013

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 13-90000, 13-90001,
13-90076, 13-90090, 13-90092,
13-90093, 13-90094 and 13-90155

ORDER

KOZINSKI, Chief Judge:

A pro se prisoner alleges that three district judges and four magistrate judges lacked jurisdiction over his criminal and habeas cases, and made improper rulings. These allegations relate directly to the merits of the judges' 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 R. 11(c)(1)(B).

Without any objectively verifiable proof, complainant further alleges that the district judges and magistrate judges conspired to “impersonate” a federal district court, engaged in “human trafficking” and committed treason. In re Complaint of Judicial Misconduct, 583 F.3d 598, 598 (9th Cir. 2009); see also, In re Complaint of Judicial Misconduct, 569 F.3d 1093, 1093 (9th Cir. 2009).

Adverse rulings are not proof of conspiracy or any criminal act. See In re Complaint of Judicial Misconduct, 583 F.3d at 598. Without objective evidence such as names of witnesses, recorded documents or transcripts, these charges must be dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct R. 11(c)(1)(D).

We caution that a “complainant who has filed repetitive, harassing, or frivolous complaints, or has otherwise abused the complaint procedure, may be restricted from filing further complaints.” Judicial-Conduct R. 10(a). Future misconduct complaints presenting fundamentally the same allegations will be summarily dismissed as frivolous.

DISMISSED.