

**FILED**

SEP 25 2014

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

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

No. 13-90065

**ORDER**

**KOZINSKI**, Chief Judge:

Complainant, a pro se prisoner, alleges that a district judge accepted a bribe from prison officials and their attorneys, and conspired with them to dismiss the complainant’s civil action against the officials. Complainant further alleges that the judge and the prison officials were racially biased and “strategically planned” assaults on complainant to intimidate him.

Complainant offers no evidence to support these allegations beyond a copy of his civil complaint and the judge’s rulings. But adverse rulings aren’t proof of bias, conspiracy or bribery. See In re Complaint of Judicial Misconduct, 583 F.3d 598, 598 (9th Cir. 2009). In the absence of any other evidence of misconduct, these charges must be dismissed. See Judicial-Conduct Rule 11(c)(1)(D); In re Complaint of Judicial Misconduct, 631 F.3d 961, 962–63 (9th Cir. Jud. Council 2011); see also 28 U.S.C. § 352(b)(1)(A)(iii).

Complainant’s allegation that the judge engaged in improper “ex parte”

communications with defendants, see Judicial-Conduct Rule 3(h)(1)(C), is erroneously based on the judge's grant of defendants' "ex parte" application (as opposed to a joint application) for an extension of time. Both the application and the order granting it were filed with the court.

**DISMISSED.**