

FILED

MAY 05 2014

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 13-90089, 13-90118,
13-90119, 13-90120 and 13-90147

ORDER

KOZINSKI, Chief Judge:

A pro se prisoner alleges that a magistrate judge, a district judge and three circuit judges made erroneous rulings in his civil cases. 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); Judicial-Conduct Rule 11(c)(1)(B); In re Charge of Judicial Misconduct, 685 F.2d 1226, 1227 (9th Cir. Jud. Council 1982).

Complainant alleges that the district judge had ex parte communications with a defendant in his civil case. Because complainant presents no evidence to support these allegations, they are dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii); In re Complaint of Judicial Misconduct, 569 F.3d 1093, 1093 (9th Cir. 2009); Judicial-Conduct Rule 11(c)(1)(D).

Complainant alleges that the judges conspired to obstruct justice in his cases as well. But adverse rulings aren't proof of conspiracy, and complainant hasn't

offered any other evidence of misconduct, so this charge must be dismissed. See
In re Complaint of Judicial Misconduct, 583 F.3d 598, 598 (9th Cir. 2009); see
also 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

DISMISSED.