

**FILED**

AUG 12 2014

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

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

No. 13-90166

**ORDER**

**KOZINSKI**, Chief Judge:

A pro se prisoner alleges that a magistrate judge exceeded his authority under 28 U.S.C. § 636(b)(1) by dismissing the prisoner’s civil complaint.

Whether the magistrate judge exceeded his statutory authority is a matter directly related to the merits of the case and must therefore be dismissed. See Commentary to Judicial-Conduct Rule 3 (“Any allegation that calls into question the correctness of an official action of a judge—without more—is merits-related.”); In re Complaint of Judicial Misconduct, 583 F.3d 598, 598 (9th Cir. 2009) (“[C]laims [that] relate directly to the merits of the judge’s rulings . . . must . . . be dismissed.”).

Complainant also claims that the judge “showed gross act(s) of biasness and prejudice,” but he presents no proof, other than the judge’s adverse rulings. It is well-settled that adverse rulings, standing alone, do not demonstrate bias. See In

re Complaint of Judicial Misconduct, 631 F.3d 961, 963 (9th Cir. Jud. Council  
2011).

**DISMISSED.**