

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

FILED

NOV 18 2014

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

<p>IN RE COMPLAINT OF JUDICIAL MISCONDUCT</p>
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No. 13-90172

ORDER

KOZINSKI, Chief Judge:

Complainant, a pro se litigant, alleges that a district judge improperly denied his requests in his civil case. These allegations call into question the correctness of the judge’s rulings on the requests, and must be dismissed because they relate directly to the merits of those rulings. See Judicial-Conduct Rule 3(h)(3)(A); Judicial-Conduct Rule 11(c)(1)(B); In re Charge of Judicial Misconduct, 685 F.2d 1226, 1227 (9th Cir. Jud. Council 1982); see also 28 U.S.C. § 352(b)(1)(A)(ii).

Complainant further alleges that the district judge has “been meeting” the defendants in his case, and that the judge has been “influenced” by the defendants to become biased against complainant. However, complainant provides no objectively verifiable proof, such as names of witnesses, recorded documents or transcripts, to support these allegations of bias and conspiracy, see In re Complaint of Judicial Misconduct, 569 F.3d 1093, 1093 (9th Cir. Jud. Council 2009), and adverse rulings alone aren’t evidence of bias or conspiracy. See In re Complaint

of Judicial Misconduct, 631 F.3d 961, 962–63 (9th Cir. Jud. Council 2011); In re Complaint of Judicial Misconduct, 583 F.3d 598, 598 (9th Cir. Jud. Council 2009). Thus, these charges must be dismissed as unsupported. See Judicial-Conduct Rule 11(c)(1)(D); see also 28 U.S.C. § 352(b)(1)(A)(iii).

DISMISSED.