

**FILED**

NOV 12 2014

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

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

Nos. 13-90202 and 13-90203

**ORDER**

**KOZINSKI**, Chief Judge:

Complainant, a pro se prisoner, alleges that a magistrate judge and a district judge improperly denied his habeas petition and accompanying motions.

Complainant claims that the named judges “operat[ed] outside of law” and ignored the Attorney General’s unspecified conflict of interest. At the outset, because the magistrate judge has retired, the allegations against him are dismissed as moot.

See In re Charge of Judicial Misconduct, 91 F.3d 90, 91 (9th Cir. Jud. Council 1996).

With respect to the district judge, the charges against him are dismissed as unfounded because complainant fails to provide any evidence of misconduct. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D). Any disagreement complainant has with the judge’s rulings is merits-related and not cognizable in misconduct proceedings. 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 Rule 11(c)(1)(B).

**DISMISSED.**