

FILED

JUL 2 2015

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 14-90121, 14-90122 and
14-90123

ORDER

THOMAS, Chief Judge:

Complainant alleges that a panel of circuit judges denied her due process of law by failing to consider all claims presented in her pro se brief and the brief later prepared by appointed appellate counsel. Complainant also alleges that the panel's decision to issue an unpublished memorandum disposition denied her due process of law. "That a case is decided without a precedential opinion does not mean it is not fully considered, or that the disposition does not reflect a reasoned analysis of the issues presented." Hart v. Massanari, 266 F.3d 1155, 1177 (9th Cir. 2001); see also General Order 4.3a. "The common law has long recognized that certain types of cases do not deserve to be authorities, and that one important aspect of the judicial function is separating the cases that should be precedent from those that should not." Hart, 266 F.3d at 1180. An appellate panel's exercise of this judicial function is directly related to the merits of an appeal. Because

complainant's allegations relate directly to the judges' adjudication of merits of the appeal, they must be dismissed. 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.