

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

FILED

AUG 05 2015

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

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 14-90125 and 14-90126

ORDER

THOMAS, Chief Judge:

A pro se prisoner filed a misconduct complaint against a district judge. That judge is deceased, so this complaint is dismissed as moot. See In re Charge of Judicial Misconduct, 91 F.3d 90, 91 (9th Cir. Jud. Council 1996).

Complainant further alleges that a magistrate judge did not adequately explain why the district judge withdrew from complainant's case. This action does not constitute misconduct. Further, complainant admits that the magistrate judge did subsequently provide an explanation for the judge's withdrawal when complainant later requested one. This allegation must be dismissed because complainant has not provided sufficient evidence to raise an inference that misconduct has occurred. See 28 U.S.C. § 352(b)(1)(A)(iii).

DISMISSED.