

FILED

MAY 11 2016

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 16-90045 and 16-90046

ORDER

THOMAS, Chief Judge:

Complainant, a pro se prisoner, alleges that a magistrate judge made improper recommendations in two of his civil cases and that a district judge improperly dismissed a third civil case. These charges relate directly to the merits of the judges' rulings and are therefore 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).

Complainant further alleges that the district judge made derogatory and prejudiced remarks, and was “extremely unprofessional.” No hearings were held in this matter. The judge issued three orders in the case, all of which were reviewed and are professional and contain no biased remarks. Adverse rulings are not evidence of bias, see In re Complaint of Judicial Misconduct, 631 F.3d 961, 963 (9th Cir. Jud. Council 2011), and in the absence of any evidence to support

these allegations, the claims must be dismissed as unfounded. See 28 U.S.C.

§ 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

DISMISSED.