**FILED** 

## JUDICIAL COUNCIL

JUN 13 2016

OF THE NINTH CIRCUIT

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

IN RE COMPLAINT OF

JUDICIAL MISCONDUCT

Nos. 16-90065, 16-90066 and 16-90067

**ORDER** 

## **THOMAS**, Chief Judge:

Complainant, a pro se litigant, alleges that an appellate panel improperly affirmed the dismissal of his civil action on procedural grounds. These allegations relate directly to the merits of the judges' rulings and 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).

Complainant further alleges that the judges disregarded legal standards. Although a pattern and practice of disregarding controlling precedent may amount to misconduct, "a complainant must at a minimum allege that the rulings in question have been reversed[.]" In re Complaint of Judicial Misconduct, 631 F.3d 961, 962 (9th Cir. Jud. Council 2011). Moreover, "a single reversal, or even a handful of reversals, doesn't prove misconduct . . . . The number of erroneous rulings must be large enough that it could constitute a pattern." Id.

Complainant fails to make any such showing, and accordingly, this charge is dismissed as unfounded. See 28 U.S.C. § 352(b)(1)(A)(iii); In re Complaint of Judicial Misconduct, 583 F.3d 598 (9th Cir. Jud. Council 2009); Judicial-Conduct Rule 11(c)(1)(D).

## DISMISSED.