

**FILED**

DEC 5 2016

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

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

No. 16-90147

**ORDER**

**THOMAS**, Chief Judge:

Complainant, a pro se prisoner, alleges that a magistrate judge has delayed screening his petition for a writ of habeas corpus. A review of the docket shows that complainant filed the habeas petition six months ago. Complainant fails to show any improper delay, that any alleged delay was based on an improper motive, or that the judge has habitually delayed ruling in a significant number of unrelated cases. Accordingly, this charge must be dismissed. See Judicial-Conduct Rule 3(h)(3)(B); In re Complaint of Judicial Misconduct, 584 F.3d 1230, 1231 (9th Cir. Jud. Council 2009).

**DISMISSED.**