

**FILED**

JAN 20 2017

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

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

No. 17-90005

**ORDER**

**THOMAS**, Chief Judge:

Complainant, a pro se prisoner, alleges that a district judge improperly denied his motion to withdraw his guilty plea. These allegations relate directly to the merits of the judge’s 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 also alleges that his guilty plea was “forged and fraudulent,” and that the judge committed fraud by knowingly accepting the plea. Adverse rulings are not proof of fraud, and complainant provides no objectively verifiable evidence to support these allegations, which are dismissed as unfounded. See 28 U.S.C. § 352(b)(1)(A)(iii); In re Complaint of Judicial Misconduct, 838 F.3d 1030 (9th Cir. Jud. Council 2016); Judicial-Conduct Rule 11(c)(1)(D).

**DISMISSED.**