

FILED

JUL 17 2017

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 17-90053

ORDER

THOMAS, Chief Judge:

Complainant, a pro se prisoner, alleges that a magistrate judge has improperly delayed ruling in his civil case. A review of the record indicates that the magistrate judge issued Findings and Recommendations approximately nine months after complainant filed his amended complaint, and a district judge subsequently adopted those Findings and Recommendations. Complainant fails to demonstrate any undue delay, and fails to show or even allege that any delay was improperly motivated, or that the subject 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.