

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. 17-90054

ORDER

THOMAS, Chief Judge:

Complainant, a pro se litigant, alleges that a magistrate judge has “not allowed him to pro se his case” and has violated his right to due process. The record reflects that complainant is in fact proceeding pro se in the underlying, ongoing proceedings, and that the judge has granted complainant’s motion to proceed in forma pauperis. To the extent complainant alleges that the judge improperly rejected documents for filing or made other improper rulings, 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’s allegation that the judge obstructed justice is denied as unfounded. See 28 U.S.C. § 352(b)(1)(A)(iii); In re Complaint of Judicial Misconduct, 569 F.3d 1093 (9th Cir. 2009) (“claimant’s vague insinuations do not

provide the kind of objectively verifiable proof that we require”);

Judicial-Conduct Rule 11(c)(1)(D).

DISMISSED.