

SEP 27 2017

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALSJUDICIAL COUNCIL
OF THE NINTH CIRCUIT

IN RE COMPLAINT OF JUDICIAL MISCONDUCT

No. 17-90056

ORDER

THOMAS, Chief Judge:

Complainant alleges that a district judge failed to disclose a home mortgage and home equity loan as liabilities on her financial disclosure report, and failed to list her primary residence as an asset. However, these disclosures are not required. See 5 U.S.C. app. §§ 102(a)(3), (4)(A). Moreover, complainant provides no evidence that the judge knowingly filed false reports, repeatedly filed erroneous reports, or otherwise engaged in misconduct. See In re Complaint of Judicial Misconduct, 756 F.3d 1143, 1143-44 (9th Cir. Jud. Council 2014). Nor has complainant alleged, much less offered any proof, that the judge's interests were substantially affected (or affected at all) by the outcome of any particular proceedings. See id. Accordingly, complainant's allegations are dismissed as unfounded and for failure to allege misconduct. 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); In re Complaint of Judicial Misconduct, 647 F.3d 1181, 1182 (9th Cir. Jud.

Council 2011) (“Because complainant doesn’t allege conduct ‘prejudicial to the effective and expeditious administration of the business of the courts,’ her charges must be dismissed”); Judicial-Conduct Rules 11(c)(1)(A), (D).

Complainant also alleges that the judge was “probably” bribed by banks and other financial institutions. Complainant’s allegations are based entirely on speculation and conjecture, and are dismissed as unfounded. See 28 U.S.C. § 352(b)(1)(A)(iii); In re Complaint of Judicial Misconduct, 569 F.3d 1093 (9th Cir. Jud. Council 2009)(“complainant’s vague insinuations do not provide the kind of objectively verifiable proof that we require”); Judicial-Conduct Rule 11(c)(1)(D).

DISMISSED.