

**FILED**

JAN 29 2018

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

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

Nos. 17-90124, 17-90125,  
17-90126 and 17-90127

**ORDER**

**THOMAS**, Chief Judge:

Complainant, a defendant-appellant in a criminal case, alleges that a district judge improperly denied his motion to suppress, improperly limited counsel's cross-examination of a witness, and made various other improper rulings in the underlying case. Complainant also alleges that an appellate panel lacked jurisdiction, improperly ruled on waived arguments, and made other improper rulings on appeal. These allegations relate directly to the merits of the judges' 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 the appellate panel is "covering up" for the district judge. However, adverse rulings are not proof of conspiracy or other misconduct, 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, 583 F.3d 598 (9th Cir. Jud. Council 2009); Judicial-Conduct Rule 11(c)(1)(D).

**DISMISSED.**