

**FILED**

MAR 21 2018

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

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

Nos. 18-90003 and 18-90004

**ORDER**

**THOMAS**, Chief Judge:

Complainant, a pro se prisoner, alleges that a magistrate judge improperly recommended dismissing his habeas corpus petition, that a district judge improperly adopted that recommendation, and that both judges made various other improper rulings in the underlying case. 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 judges' orders are "void" and "refused for fraud," that the judges do not care about the Constitution, and that the judges have violated the Code of Conduct for United States Judges. However, adverse rulings are not proof of fraud or other misconduct, and complainant provides no objectively verifiable evidence to support these vague and conclusory 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); In re Complaint of Judicial Misconduct, 569 F.3d 1093 (9th Cir. Jud. Council 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.**