

FILED

OCT 1 2021

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

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 20-90123

ORDER

Before: **IKUTA, MURGUIA, CHRISTEN** and **FRIEDLAND**, Circuit Judges, **MARTINEZ, GUTIERREZ** and **MORRIS**, Chief District Judges, **HAMILTON**, Senior District Judge, and **LEW**, District Judge*

Pursuant to Article VI of the Rules for Judicial-Conduct and Judicial-Disability Proceedings under 28 U.S.C. § 352(c), complainant has filed a petition for review of the order of the Chief Judge entered on April 15, 2021, dismissing the complaint against a district judge of this circuit.

We have carefully reviewed the record and the authorities cited by the Chief Judge in his order of dismissal. We conclude there is no basis for overturning the order of dismissal.

For the reasons stated by the Chief Judge and based upon the controlling authority cited in support thereof, we affirm.

*Hon. N.R. Smith did not participate in the consideration of this matter.