

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. 20-90125

ORDER

Before: **IKUTA, MURGUIA, 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 Circuit Judge Graber entered on February 8, 2021, dismissing the complaint against a circuit judge of this circuit.

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

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

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