

**FILED**

SEP 14 2009

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

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

No. 08-90245

**ORDER**

**KOZINSKI**, Chief Judge:

A misconduct complaint has been filed against a magistrate judge who has since resigned. The complaint is dismissed as moot. See *In re Charge of Judicial Misconduct*, 91 F.3d 90, 91 (9th Cir. Jud. Council 1996).

**DISMISSED.**