

**OFFICE OF THE CIRCUIT EXECUTIVE**  
**UNITED STATES COURTS FOR THE NINTH CIRCUIT**

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CATHY A. CATTERSON,  
CIRCUIT & COURT OF APPEALS EXECUTIVE  
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May 9, 2008

Dongxiao Yue  
2777 Alvarado St., Suite C  
San Leandro, CA 94577

Re: Complaint of Judicial Misconduct No.07-89146  
and 08-89033

Dear Mr. Yue:

Chief Judge Kozinski has issued an order in your complaint of judicial misconduct. A copy is enclosed.

A complainant or judge aggrieved by an order of the chief judge dismissing a complaint may petition the judicial council for review thereof by filing such petition in the office of the clerk of the court of appeals within 30 days of the date of the clerk's letter to the complainant transmitting the chief judge's order. 28 U.S.C. § 352(c); Misconduct Rules 5 and 6(a).

Very truly yours,

  
Cathy A. Catterson

CAC/gb

**FILED**

MAY 09 2008

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

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINTS OF  
JUDICIAL MISCONDUCT**

Nos. 07-89146 & 08-89033

**MEMORANDUM AND ORDER**

**KOZINSKI, Chief Judge:**

Complainant has filed two complaints of misconduct against a former district judge of this circuit. Former judges are not subject to the disciplinary procedures of 28 U.S.C. §§ 351–364, so the complaints are moot. See In re Charge of Judicial Misconduct, 91 F.3d 90 (9th Cir. Jud. Council 1996).

**DISMISSED.**