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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CARL ANTHONY GRIMES

Plaintiff,

No. 12-5126 WHA

v.

**ORDER DENYING MOTION TO
DISQUALIFY JUDGE WILLIAM ALSUP**

COUNTY OF ALAMEDA, et al.,

Defendants.

_____ /

Before the court is plaintiff's motion to disqualify Judge William Alsup. In order to support such a motion, plaintiff is required to "state the facts and the reasons for the belief that bias or prejudice exists." 28 U.S.C. § 144. Plaintiff alleges only that Judge Alsup dismissed a previous case of plaintiff's, and that the dismissal indicates "unfair biasness" towards plaintiff. This allegation is not sufficient to justify disqualification, as "[a]dverse rulings do not constitute the requisite bias or prejudice of § 144." U.S. v. Azhocar, 581 F.2d 735, 739 (9th Cir. 1978). Plaintiff's motion is therefore DENIED.

IT IS SO ORDERED.

Dated: December 5, 2012



PHYLLIS J. HAMILTON
United States District Judge

United States District Court
For the Northern District of California