Agha-Kahn v. Pacific Community Mortgage Inc et al Doc. 128

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

SALMA AGHA-KAHN, Plaintiff, vs. PACIFIC COMMUNITY MORTGAGE INC., et al., Defendants.	Case No. 2:16-cv-01124-JCM-NJK ORDER (Docket No. 98)

Pending before the Court is Plaintiff's Motion to Disqualify. Docket No. 98. Defendants filed a response. Docket Nos. 108, 114, 115, 118. Plaintiff did not file a reply. *See* Docket. Plaintiff alleges bias and cites 28 U.S.C. § 455 for the proposition that the undersigned must be disqualified. *Id.* In the Ninth Circuit, "[t]he standard for recusal" under section 455 is "whether a reasonable person with knowledge of all the facts would conclude the judge's impartiality might reasonably be questioned." *Taylor v. Regents of the Univ. of Cal.*, 993 F.2d 710, 712 (9th Cir. 1993) (quoting *United States v. Studley*, 783 F.2d 934, 939 (9th Cir. 1986)). Additionally, "[t]o warrant recusal, judicial bias must stem from an extrajudicial source." *Taylor*, 993 F.2d at 712. "[A] judge's prior adverse ruling is not sufficient cause for recusal." *Id.*

Plaintiff's request for recusal is based on orders issued in the instant case as well as routine docketing. *See* Docket No. 98 at 3-10. Under Ninth Circuit law, this is not extrajudicial, and is not sufficient cause for recusal. *See Taylor*, 993 F.2d at 712.

Accordingly, Plaintiff's Motion to Disqualify, Docket No. 98, is hereby **DENIED**.

IT IS SO ORDERED.

Dated: October 24, 2016

NANCY J. KOPPE
United States Magistrate Judge

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