

United States Court of Appeals for the Federal Circuit

IN RE COMPLAINT NO. FC-17-90017

Before PROST, *Chief Judge*.

ORDER AND SUPPORTING MEMORANDUM

The complainant has filed a complaint against a judge of this court.

The complainant alleges in his complaint that the judge entered into a criminal conspiracy “to violate [the complainant’s] ‘fundamental’ right to due process of law.” The complainant also asserts that the judge was “a willing participant in a criminal plan and scheme orchestrated by officers of the court” and that the judge “rigged and fixed, and defiled the judicial processes and procedures to such an extent [that the complainant] did not receive a fair trial.” The complainant also provides a copy of a document seeking damages.

The complainant’s “allegations lack[] sufficient evidence to raise an inference that misconduct has occurred,” and, therefore, dismissal is appropriate, pursuant to Rule 11(c)(1)(D) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.

To the extent that the complainant’s arguments concern the merits of the judge’s rulings in the complainant’s case, that portion of the complaint must also be dismissed. See Rule 11(c)(1)(B) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings (a complaint of judicial misconduct must be dismissed if the complaint

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PETER R. MARKSTEINER
CLERK

“is directly related to the merits of a decision or procedural ruling”).

Accordingly,

IT IS ORDERED THAT:

The complaint is dismissed.

August 4, 2017
Date

/s/ Sharon Prost
Sharon Prost
Chief Judge

There is a right to file a petition for review of this order. Pursuant to Rule 18(b) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings, any petition for review must be received by the circuit executive within 42 days of the date of the letter transmitting this order. Any petition must be sent to:

Circuit Executive
United States Court of Appeals for the Federal Circuit
717 Madison Place, NW
Washington, DC 20439