

United States Court of Appeals for the Federal Circuit

IN RE COMPLAINT NO. FC-20-90002

Before PROST, *Chief Judge*.

ORDER AND SUPPORTING MEMORANDUM

The complainant has filed a judicial misconduct complaint concerning a judge of the United States Court of International Trade. To the extent the complainant also asserts wrongdoing by other individuals not covered by the Rules for Judicial-Conduct and Judicial-Disability Proceedings, we do not accept the complaint against those individuals. See Rule 8(d) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings (providing that the court may only accept a complaint against a person covered by the rules).

A complaint concerning a judge of the Court of International Trade must ordinarily be filed with the Court of International Trade. See Rule 7(a)(2) (a complaint against a judge of the Court of International Trade must be filed with the clerk of that court). While there is an exception where the alleged misconduct occurred while the subject judge was sitting by designation, see Rule 7(b); see also Rule 3(b), that was not alleged in this complaint. Because the complaint was filed in the wrong court, dismissal is required pursuant to Rule 11(c)(1)(F).

Accordingly,

FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

NOV 27 2019

PETER R. MARKSTEINER
CLERK

IT IS ORDERED THAT:

The complaint is dismissed.

November 27, 2019

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 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