

United States Court of Appeals for the Federal Circuit

IN RE COMPLAINT NO. FC-20-90031

Before PROST, *Chief Judge*.

ORDER AND SUPPORTING MEMORANDUM

The complainant has filed a document that the court construes as a judicial misconduct complaint concerning a judge of the United States District Court for the District of Columbia.*

Pursuant to Rule 7(a)(1), a complaint against a district court judge “must be filed with the circuit clerk in the jurisdiction in which the subject judge holds office.” However, if the complaint alleges misconduct in the course of official business while the subject judge was sitting on a court by designation, then the complaint may be filed either with the circuit clerk in the jurisdiction in which the subject judge sat by designation or with the circuit clerk in the jurisdiction in which the subject judge holds office. *See* Rule 7(b).

The complaint concerns a judge holding office in the jurisdiction of the United States Court of Appeals for the District of Columbia Circuit. The complainant does not

* While the document appears to be addressed to the “Judicial Council of the District of Columbia [Circuit],” the complainant has filed this document with the clerk of this court. The court will therefore treat the filing as a complaint to this court.

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THE FEDERAL CIRCUIT

JUN 30 2020

PETER R. MARKSTEINER
CLERK

assert that the subject judge sat by designation with the United States Court of Appeals for the Federal Circuit. Thus, the complaint was filed in the wrong circuit, and dismissal of the complaint filed with this court is required pursuant to Rule 11(c)(1)(F).

Accordingly,

IT IS ORDERED THAT:

The complaint is dismissed.

June 30, 2020

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