

United States Court of Appeals for the Federal Circuit

IN RE COMPLAINT NO. FC-20-90032

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 Court of Federal Claims.*

A complaint concerning a judge of the Court of Federal Claims must be filed with the Court of Federal Claims. *See* Rule 7(a)(2) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings (stating that a complaint against a judge of the Court of Federal Claims must be filed with the clerk of that court). Thus, dismissal of the complaint filed with this court is required pursuant to Rule 11(c)(1)(F) (allowing the dismissal of complaints “filed in the wrong circuit under Rule 7”). *See* Rule 3(e) (providing that “circuit” includes courts designated in 28 U.S.C. § 363, including the Court of Federal Claims).

Accordingly,

* While the document is titled a “motion to recuse and complaint” and appears to be addressed to the Court of Federal Claims, the complainant states that the document is being filed with the clerk of this court pursuant to Rule 7(a) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings. The court will therefore treat the filing as a judicial misconduct complaint to this court.

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

JUL 06 2020

PETER R. MARKSTEINER
CLERK

IT IS ORDERED THAT:

The complaint is dismissed.

July 6, 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