

# United States Court of Appeals for the Federal Circuit

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IN RE COMPLAINT NO. F-12-90002

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Before RADER, *Chief Judge*.

## ORDER AND SUPPORTING MEMORANDUM

A complaint of judicial misconduct was received by the court on January 3, 2012. The complaint concerns three judges of this court.

In complainant's case, the United States Court of Federal Claims transferred his case pursuant to 28 U.S.C. § 1631 to the United States District Court for the Northern District of Texas. The complainant appealed. A panel of three judges dismissed the appeal for lack of jurisdiction.

The complainant states that there was a "miscarriage of justice of due process, law," but does not allege any conduct other than the judges' rulings on the case.

A complaint must be dismissed if the complaint is directed to the merits of a decision or procedural ruling. Rule 11(c)(1)(B) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings. The complaint is directed to the merits of the court's rulings and thus must be dismissed.

Accordingly,

IT IS ORDERED THAT:

The complaint is dismissed pursuant to Rule 11(c)(1)(B) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings.

February 13, 2012

Date

/s/ Randall R. Rader

Randall R. Rader

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 35 days of the date of the letter transmitting this order. Any petition must be sent to:

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

Circuit Executive

**FEB 13 2012**

**JAN HURBALY  
CLERK**

United States Court of Appeals for the Federal Circuit

717 Madison Place, NW

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