

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

TONGSUN KIM, GWANJUN KIM,
Plaintiffs-Appellants

v.

UNITED STATES,
Defendant-Appellee

2026-2010

Appeal from the United States Court of Federal Claims
in No. 1:26-cv-00297-MHS, Chief Judge Matthew H. Sol-
omson.

ON MOTION

Before LOURIE, PROST, and REYNA, *Circuit Judges*.

PER CURIAM.

O R D E R

Tongsun Kim and Gwanjun Kim (collectively, “the Kims”) move for leave to proceed *in forma pauperis* (“IFP”) and submit their opening brief. For the following reasons, we summarily affirm the judgment of the United States

Court of Federal Claims and deny as moot the motion to proceed IFP.

The Kims brought this suit alleging tort claims against the State of Michigan, state officials, and state entities based on the handling of their unemployment benefits and workers' disability compensation claims. The United States Court of Federal Claims dismissed for lack of jurisdiction and denied their motion for reconsideration. The Kims appeal.

Summary affirmance is appropriate here because "no substantial question regarding the outcome of the appeal exists." *Joshua v. United States*, 17 F.3d 378, 380 (Fed. Cir. 1994). The Tucker Act, 28 U.S.C. § 1491, grants the Court of Federal Claims jurisdiction only over claims for money damages "not sounding in tort" against the United States government. The Kims' claims here are clearly outside of that limited jurisdictional authority.

Accordingly,

IT IS ORDERED THAT:

- (1) The motions for leave to proceed *in forma pauperis* are denied as moot.
- (2) The judgment of the United States Court of Federal Claims is summarily affirmed.
- (3) Each side shall bear its own costs.

FOR THE COURT



Jarrett B. Perlow
Clerk of Court

August 26, 2026
Date