

AUG 22 2025

JARRETT B. PERLOW
CLERK OF COURT

United States Court of Appeals for the Federal Circuit

IN RE COMPLAINT NOS. FC-25-90071, FC-25-90072,
FC-25-90073, FC-25-90074, FC-25-90075, FC-25-90076,
FC-25-90077, FC-25-90078, FC-25-90079, FC-25-90080,
AND FC-25-90081

Before MOORE, *Chief Judge*.

ORDER AND SUPPORTING MEMORANDUM

Complainant previously filed a judicial misconduct complaint at this court against a judge of the United States Court of Federal Claims. I issued an order dismissing the complaint because it was filed in the wrong court and denying the request to transfer.¹ On review, the judicial council affirmed my dismissal order. Apparently dissatisfied with those determinations, complainant has now filed three documents at this court construed as complaints against me and the other judges of the judicial council of this court in the handling of his prior complaint.²

¹ The court took no action to the extent complainant sought to initiate attorney disciplinary proceedings against attorneys named in his complaint as they did not appear to be members of this court's bar.

² To the extent complainant also asserts wrongdoing by other individuals not covered by the Rules for Judicial-Conduct and Judicial-Disability Proceedings, the court does not accept any complaint against those individuals. *See Rule 8(d).*

Because I am one of the named judges, I would ordinarily recuse from ruling on the matter. However, where, as here, all regular active circuit judges are disqualified, the court may “determine whether to request a transfer [to another circuit] under Rule 26, or, in the interest of sound judicial administration, to permit the chief judge to dispose of the complaint on the merits.” Rule 25(f) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings. Pursuant to that rule, the court has directed me to decide the merits of these consolidated complaints. Having now considered the complaints, I find they too must be dismissed.

Complainant’s assertions that the prior order “is absolute[ly] baseless” and that the subject judges, among other things, “ignor[ed] clear violations [of] criminal statutes [and] fail[ed] to act” are directly related to the merits and must be dismissed. 28 U.S.C. § 352(b)(1)(A)(ii); *see also* Rule 4(b)(1); Rule 11(c)(1)(B) (providing for dismissal of a judicial misconduct complaint if it “is directly related to the merits of a decision or procedural ruling”).³ Complainant also claims that the subject judges participated in an “illegitimate” and “illicit” process. But adverse rulings do not constitute proof of misconduct. Because these allegations are frivolous and lack any basis to raise an inference of

³ As to complainant’s allegation that the subject judges “neglect[ed], alter[ed]-to-deletion, [or] mutilate[d] the 08-28-2024 court file record” (emphasis omitted), the court notes that his filing dated August 28, 2024 was considered in full as part of his original complaint. *See* September 16, 2024 dismissal order for FC-24-90024 (“Complainant has filed several documents constituting a judicial misconduct complaint . . .”).

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-90075, -90076, -90077, -90078, -90079, -90080, -90081

misconduct, they must also be dismissed. *See* § 352(b)(1)(A)(iii); *see also* Rule 11(c)(1)(C)–(D).

As was previously explained to complainant, his initial complaint is closed, and he has no further right to seek review of that matter. *See* Rule 19(e). The complainant is warned that continued abuse of the judicial misconduct complaint process could result in the imposition of filing restrictions. *See* Rule 10(a) (“A complainant who has filed repetitive, harassing, or frivolous complaints, or has otherwise abused the complaint procedure, may be restricted from filing further complaints.”).

Accordingly,

IT IS ORDERED THAT:

The complaints are dismissed.

August 22, 2025

Date

/s/ Kimberly A. Moore

Kimberly A. Moore

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