

United States Court of Appeals  
for the Federal Circuit

—and—

United States Court of  
Federal Claims

O R D E R

Restricting Court Access to the National Courts  
Building Until Further Notice

Based on guidance from public health authorities regarding conditions impacting Washington, D.C. and the National Capital Region and ongoing efforts to mitigate community transmission and the impact of COVID-19, there is a need for the United States Court of Appeals for the Federal Circuit and the United States Court of Federal Claims to restrict public access to the Howard T. Markey National Courts Building. The restrictions set forth below modify and supersede those outlined in the administrative orders of the United States Court of Appeals for the Federal Circuit and the United States Court of Federal Claims dated October 25, 2021, and will remain in place until further notice.

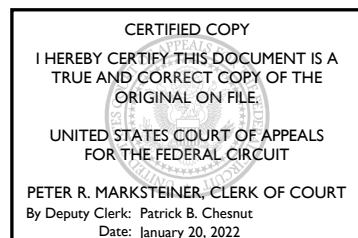
On behalf of both courts, we find pursuant to 28 U.S.C. § 2071(e) that there is an immediate need for this Order altering the rules of both courts, effective January 19, 2022, 12:01 a.m. (Eastern).

IT IS ORDERED THAT:

- (1) Judges, special masters, law clerks, chambers staff, court staff, interns, General Services Administration personnel, and contractor personnel regularly performing work in the National Courts Building and connecting buildings

*Administrative Order No. 2022-03*

(Corrected Jan. 20, 2022)



(NCB), and law enforcement and security personnel and contractors assigned to the NCB will be admitted to the NCB upon the presentation of appropriate identifying credentials.

- (2) Litigants, witnesses, and any other parties who will be physically present in the NCB because of their participation in a scheduled hearing that day will be admitted to the NCB upon the presentation of appropriate identifying credentials and are subject to any additional requirements or limitations issued by the respective court concerning the scheduled hearing.
- (3) All others not participating in a scheduled hearing will be granted access to the NCB on a case-by-case basis by the Chief Judge of whichever court is appropriate under the circumstances, or her designee.
- (4) Requests for non-hearing access should be submitted in writing, ideally via email, no later than 24 hours in advance, to the Circuit Executive and Clerk of Court of the United States Court of Appeals for the Federal Circuit or to the Clerk of Court of the United States Court of Federal Claims, whichever court is appropriate under the circumstances.
- (5) The following rules apply to all individuals entering the NCB for any purpose:
  - a. All individuals, regardless of their vaccination status must wear masks in all public areas of the National Courts Building and connecting buildings. Only N-95, KN-95, or KF-94 masks are acceptable masks in the National Courts Building.
  - b. Fully vaccinated individuals may forego physical distancing requirements. Unvaccinated individuals must continue to observe physical distancing requirements. (Individuals are considered “fully vaccinated” for COVID-19 two weeks after receiving their second dose in a two-dose series vaccine or

- two weeks after receiving a single dose vaccine.)
- c. Maximum capacity in the elevators located in the public lobby will be limited to no more than four riders at a time. Maximum capacity in the private judges and staff elevators will be limited to no more than two riders at a time.
  - d. All individuals must comply with any additional protocols, procedures, practices, or policies issued by the courts intended to minimize the possibility of viral transmission, as reflected in posted signs or placards and/or information posted on the courts' public websites.
- (6) These restrictions will remain in effect beginning January 19, 2022, at 12:01 a.m. (Eastern) and will continue until further notice.
- (7) The Circuit Executive and Clerk of Court of the United States Court of Appeals for the Federal Circuit, and the Clerk of Court for the United States Court of Federal Claims are directed to provide public notice of this Order and to take any necessary and proper actions to implement these restrictions.

FOR THE COURTS

January 18, 2022  
Date

/s/ Kimberly A. Moore  
Kimberly A. Moore  
Chief Judge  
United States Court of  
Appeals for the  
Federal Circuit

January 18, 2022  
Date

/s/ Elaine D. Kaplan  
Elaine D. Kaplan  
Chief Judge  
United States Court of  
Federal Claims