

United States Court of Appeals for the Federal Circuit

IN RE COMPLAINT NO. FC-21-90001

Before PROST, *Chief Judge*.

ORDER AND SUPPORTING MEMORANDUM

The complainant has filed a judicial misconduct complaint against a district court judge of the United States District Court for the Middle District of Florida.

Pursuant to Rule 7(a)(1), a complaint against a district court judge “must be filed with the circuit clerk in the jurisdiction in which the subject judge holds office.” However, the subject judge here holds office in the jurisdiction of the United States Court of Appeals for the Eleventh Circuit.

Nor does Rule 7(b) permit the complainant to file this complaint here. That provision states that, if the complaint alleges misconduct in the course of official business while the subject judge was sitting on a court by designation, then the complaint may be filed either with the circuit clerk in the jurisdiction in which the subject judge sat by designation or with the circuit clerk in the jurisdiction in which the subject judge holds office. The complainant does not assert that the subject judge sat by designation with the United States Court of Appeals for the Federal Circuit. Thus, the complaint was filed in the wrong circuit, and dismissal of the complaint filed with this court is required pursuant to Rule 11(c)(1)(F).

Accordingly,

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

JUL 28 2020

PETER R. MARKSTEINER
CLERK

IT IS ORDERED THAT:

The complaint is dismissed.

October 28, 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



**UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT
717 MADISON PLACE, N.W.
WASHINGTON, D.C. 20439**

**PETER R. MARKSTEINER
CLERK OF COURT**

**CLERK'S OFFICE
202-275-8000**

October 28, 2020

Roderick O. Ford
400 N. Ashley Drive, #1900
Tampa, FL 33602

RE: Judicial Misconduct Complaint No. FC-21-90001

Dear Mr. Ford:

Enclosed is a copy of the court's order and supporting memorandum dismissing your complaint. You may petition for review within 42 days from the date of this letter transmitting this order.

FOR THE COURT

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court