

United States Court of Appeals for the Federal Circuit

IN RE COMPLAINT NO. 23-90015

Before the Judicial Council of the Federal Circuit

PER CURIAM.

ORDER

Pursuant to the Judicial Conduct and Disability Act, 28 U.S.C. § 353, and Rule 17 of the Rules for Judicial-Conduct and Judicial-Disability Proceedings, the Special Committee of the Federal Circuit Judicial Council in this matter submitted a Report and Recommendation to the Council on July 24, 2024. Pursuant to 28 U.S.C. § 354 and Rule 20, the Judicial Council considered the Special Committee's report and Judge Newman's response thereto.¹ Upon such consideration, the Judicial Council hereby unanimously adopts the report and recommendation of the Special Committee. On that basis, pursuant to 28 U.S.C. § 354(a)(1)(C) and (a)(2)(A)(i) and Rule 20(b)(1)(D) and (b)(1)(D)(ii), the Council hereby **ORDERS**:

¹ The Council sees no need for oral argument in this matter. Pursuant to Rule 20(a), Judge Newman was provided an opportunity to submit argument in writing to the Council. Her counsel also presented oral argument to the Special Committee, and the transcript of that argument was attached to the Special Committee's Report and Recommendation submitted to the Council.

- (1) Judge Newman shall not be permitted to hear or participate in any cases, at the panel or en banc level, for a period of one year beginning with the issuance of this Order, subject to consideration of renewal if Judge Newman's refusal to cooperate continues after that time and to consideration of modification or rescission if justified by an end of the refusal to cooperate.
- (2) The Special Committee shall maintain jurisdiction over this matter.

SO ORDERED: September 6, 2024.