

In the United States Court of Federal Claims

FILED

OCT - 5 2016

U.S. COURT OF
FEDERAL CLAIMS

In the Matter of:

Kenneth H. Rosenau

No. 16-11195

ORDER

This action for reciprocal attorney discipline concerns Kenneth H. Rosenau, a member of the bar of the United States Court of Federal Claims. On March 3, 2016, the District of Columbia Court of Appeals issued an order accepting Mr. Rosenau's petition for negotiated attorney discipline and suspending him for thirty (30) days from the practice of law in the District of Columbia, effective from the date of the order. *See In re Rosenau*, 132 A.3d 1174 (D.C. 2016) (per curiam). The Court of Appeals noted that Mr. Rosenau recognized that his actions seriously interfered with the administration of justice in violation of Rule 8.4(c) and 8.4(d) of the District of Columbia Rules of Professional Conduct. *See id.* Additionally, on July 19, 2016, the Court of Appeals of Maryland ordered reciprocal discipline by suspending Mr. Rosenau's license to practice law for a period of thirty days. *See Attorney Grievance Comm'n of Md. v. Rosenau*, 449 Md. 213 (Md. July 19, 2016).


Mr. Rosenau has been a member of this court's bar since September 20, 1990. Under Rule 83.2(c)(2) of the Rules of the United States Court of Federal Claims ("RCFC"), an attorney admitted to practice before this court may be disciplined on the grounds of an act or omission that results in the disbarment or suspension of the attorney by another court.

Mr. Rosenau failed to promptly notify the court of his suspension. His failure to notify this court is a violation of RCFC 83.2(e)(1)(B), which requires an attorney admitted to practice before this court to notify the Clerk in writing within fourteen (14) days of the attorney's disbarment or suspension by another court. Failure to do so is grounds for discipline under RCFC 83.2(c)(4).

Pursuant to RCFC 83.2(g)(6), an Order to Show Cause was issued by this court on August 24, 2016, directing Mr. Rosenau to show cause within thirty (30) days why the court should not impose discipline identical to that imposed by the District of Columbia Court of Appeals. To date, Mr. Rosenau has not responded to this order. Therefore,

IT IS ORDERED that Kenneth H. Rosenau shall be suspended from practice before the Court of Federal Claims for a period of thirty (30) days, effective on the date of this order. Reinstatement is not automatic. The filing of any petition for reinstatement is to be governed by RCFC 83.2(k).

IT IS FURTHER ORDERED that the Acting Clerk of Court shall serve Kenneth H. Rosenau with a copy of this order.



JAMES F. MEROW
Judge



MARY ELLEN COSTER WILLIAMS
Judge



ELAINE D. KAPLAN
Judge