

JUN 30 2008

Clerk, U.S. District and
Bankruptcy CourtsUNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IKEADE A. AWOGBADE,

Plaintiff,

v.

PRINCE GEORGE'S COUNTY SHERIFF
and DEPARTMENT OF CORRECTIONS,Defendants.

Civil Action No. **08 1120****MEMORANDUM OPINION AND ORDER**

Before the Court is the *pro se* complaint and an application to proceed *in forma pauperis*. The Court will grant the application to proceed *in forma pauperis*. The Court will, however, dismiss the complaint without prejudice as to the third named defendant, Freemont Investments.

Rule 8(a) of the Federal Rules of Civil Procedure requires that a complaint contain a short and plain statement of the grounds upon which the court's jurisdiction depends, a short and plain statement of the claim showing that the pleader is entitled to relief, and a demand for judgment for the relief the pleader seeks. Fed. R. Civ. P. 8(a). One of the purposes of Rule 8 is to ensure that a defendant has fair notice of the claim being asserted, sufficient to prepare a responsive answer, to prepare an adequate defense, and to determine whether the doctrine of *res judicata* applies. *Brown v. Califano*, 75 F.R.D. 497, 498 (D.D.C. 1977).

With respect to Freemont Investments, this complaint fails to meet the requirements of Rule 8(a). The complaint alleges that Freemont Investments held the mortgage on plaintiff's home, but does not allege against Freemont Investment any wrong-doing. Therefore, the defendant will be unable determine the nature of the claim being made and respond

appropriately. Accordingly, as to Freemont Investments only, the Court will dismiss the complaint without prejudice for failure to comply with Rule 8(a).

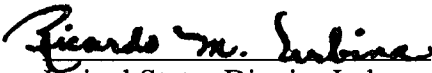
CONCLUSION AND ORDER

For the reasons stated above, it is hereby

ORDERED that the plaintiff's application to proceed *in forma pauperis* be, and hereby is, GRANTED. It is further

ORDERED that, as to the defendant Freemont Investments, only, this action be, and hereby is, **DISMISSED WITHOUT PREJUDICE**.

Date: 6/23/2008


United States District Judge