

FILED

OCT 28 2008

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ERNEST DIXON,

Plaintiff,

v.

ABITT REALTORS,

Defendant.

Civil Action No. 08 1846

MEMORANDUM OPINION

This matter comes before the court on review of plaintiff's application to proceed *in forma pauperis* and *pro se* civil complaint. The court will grant the application, and dismiss the complaint.

Plaintiff "is suing the Abitt Realtors for all of [his] profits." Compl. at 1. He demands punitive damages of \$500,000,000. *Id.*

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). The purpose of the minimum standard of Rule 8 is to give fair notice to the defendants 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).

Here, the complaint fails to contain a short and plain statement showing that plaintiff is entitled to relief. Because the complaint fails to comply with Rule 8(a), the Court will dismiss

the complaint without prejudice. An Order consistent with this Memorandum Opinion is issued separately.

E/Gen. J. Husek
United States District Judge

Date: 9/18/08