

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

JUL 29 2009

Clerk, U.S. District and
Bankruptcy Courts

Jesse Johnson,

Petitioner,

v.

Barack Obama,

Respondent.

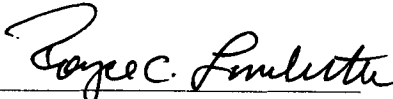
Civil Action No.

09 1410

MEMORANDUM OPINION

This matter is before the Court on petitioner's *pro se* application for a writ of *habeas corpus* accompanied by his application to proceed *in forma pauperis*. The Court will grant the application to proceed *in forma pauperis* and, pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii), will dismiss the case for failure to state a claim upon which relief can be granted.

Petitioner, a resident of West Helena, Arkansas, inexplicably names President Barack Obama as the sole respondent to this action based on alleged acts taken by a judge who presided over petitioner's civil case in the United States District Court for the Eastern District of Arkansas. *See* Pet. & Attachments. In any event, petitioner does not appear to be in the government's custody and is not challenging said custody. He therefore fails to state a claim for habeas relief under 28 U.S.C. § 2241. *See* 28 U.S.C. § 2242 ("Application for a writ of habeas corpus . . . shall allege the facts concerning the applicant's commitment or detention, the name of the person who has custody over him and by virtue of what claim or authority, if known."). A separate Order of dismissal accompanies this Memorandum Opinion.


United States District Judge

Date: July 21, 2009