

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

FEB 14 2011

**Clerk, U.S. District & Bankruptcy
Courts for the District of Columbia**

Derian Douglas Hickman,

Plaintiff,

v.

PACER Federal Court Services,

Defendant.

Civil Action No.

11 0375

MEMORANDUM OPINION

This matter is before the Court on its initial review of plaintiff's *pro se* complaint and application for leave to proceed *in forma pauperis*. Pursuant to 28 U.S.C. § 1915(e), the Court is required to dismiss a complaint upon a determination that it, among other grounds, is frivolous. 28 U.S.C. § 1915(e)(2)(B)(i).

Plaintiff, a District of Columbia resident, purportedly is suing the United States Courts' Public Access to Court Electronic Records ("PACER"). He seeks "any payments due for PACER court service network of 94 federal courts document scanning [sic] ability's [sic] and patent fees [] or payments for the equipment used" that he claims are due him. Compl. at 1. Plaintiff seeks \$94 million in damages. Complaints that describe fantastic or delusional scenarios or contain "fanciful factual allegation[s]" are subject to dismissal under 28 U.S.C. § 1915(e)(2). *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); accord *Best v. Kelly*, 39 F.3d 328, 330-31 (D.C. Cir. 1994). This complaint qualifies for such treatment and, thus, will be dismissed. A separate Order accompanies this Memorandum Opinion.


United States District Judge

Date: February 10th, 2011

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