

FILED

JUL 27 2011

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

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

Ira R. Banks,

Plaintiff,

v.

Finley Fine Jewelers Co., et al.,

Defendants.

Civil Action No.

11 1365

MEMORANDUM OPINION

This matter is before the Court on plaintiff's *pro se* complaint and application to proceed *in forma pauperis*. The Court will grant plaintiff's application and dismiss the complaint for lack of subject matter jurisdiction. *See* Fed. R. Civ. P. 12(h)(3) (requiring the court to dismiss an action "at any time" it determines that subject matter jurisdiction is wanting).

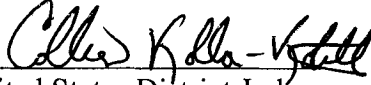
The subject matter jurisdiction of the federal district courts is limited and is set forth generally at 28 U.S.C. §§ 1331 and 1332. Under those statutes, federal jurisdiction is available only when a "federal question" is presented or the parties are of diverse citizenship and the amount in controversy exceeds \$75,000. A party seeking relief in the district court must at least plead facts that bring the suit within the court's jurisdiction. *See* Fed. R. Civ. P. 8(a).

Plaintiff, a resident of Milwaukee, Wisconsin, lists 25 defendants, most of which are in Wisconsin. *See* Compl. Caption. The complaint is not a model of clarity but plaintiff alleges that he has been "suffering for more than 30 years with multiple injuries" and chronic illnesses. Compl at 11 (page number supplied). He seeks an unspecified amount of monetary damages and equitable relief. The complaint neither presents a federal question nor provides a basis for

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27

diversity jurisdiction because the plaintiff and many of the defendants are located in Wisconsin and no amount in controversy is pled. A separate Order of dismissal accompanies this Memorandum Opinion.


United States District Judge

July 22^d 2011