

FILED

AUG 25 2011

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

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

Kevin M. Ballance,

Plaintiff,

v.

Henry H. Kennedy,

Defendant.


Civil Action No.

11 1536

MEMORANDUM OPINION

This matter is before the Court on review of plaintiff's *pro se* complaint and application to proceed *in forma pauperis*. The application will be granted and the complaint will be dismissed pursuant to 28 U.S.C. § 1915A (requiring dismissal of a prisoner's complaint upon a determination that the complaint fails to state a claim upon which relief may be granted).

Plaintiff is a Virginia prisoner incarcerated in Burkeville, Virginia. He sues United States District Judge Henry H. Kennedy, Jr., of this Court for dismissing his civil action. *See Ballance v. Peebles*, Civ. Action No. 10-864 (D.D.C. Aug. 5, 2010) (Mem. Op. and Order). Plaintiff seeks injunctive relief. Compl. at 4. Judges are absolutely immune from lawsuits predicated, as here, on their official acts. *Forrester v. White*, 484 U.S. 219, 225 (1988); *Stump v. Sparkman*, 435 U.S. 349, 355-57 (1978); *Sindram v. Suda*, 986 F.2d 1459, 1460 (D.C. Cir. 1993). Hence, this case will be dismissed. A separate Order accompanies this Memorandum Opinion.


United States District Judge

Date: August 16, 2011