

**FILED**

**DEC - 2 2013**

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

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

_____	)	
MONEEK M. ACKLES,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. <b>13-1907</b>
	)	
UNITED STATES CONGRESS, <i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

**MEMORANDUM OPINION**

This matter is before the Court on plaintiff’s application to proceed *in forma pauperis* and his *pro se* complaint. The application will be granted, and the complaint will be dismissed.

Plaintiff allegedly is “deprived of his liberty by the State of Alabama for a conviction of capital murder, with a sentence of life without parole in violation of the First and Fourteenth Amendments of the United Sates Constitution.” Compl. at 6 (page numbers designated by the Court). Because he “has once filed in the United States District [Court] a federal petition for writ of habeas corpus,” *id.*, he is barred from pursuing “a second habeas corpus petition unless he gains permission from the Eleventh Circuit Court of Appeals pursuant to [28 U.S.C. § 2244(b)].” *Id.* at 7. According to plaintiff, this provision is unconstitutional and deprives him of a means to seek relief from his conviction. *See generally id.* at 7-10. His claim is doomed to fail, however, because the restrictions set forth in 28 U.S.C. § 2244(b) “do not amount to a suspension of the

writ [of habeas corpus].” *Felker v. Turpin*, 518 U.S. 651, 664 (1996) (internal quotation marks omitted).

An Order accompanies this Memorandum Opinion.

DATE: Nov. 8, 2013

  
\_\_\_\_\_  
United States District Judge