

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

APR 16 2014

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

MELVIN JONES,

Plaintiff,

v.

CAROLYN W. COLVIN,
Acting Commissioner of Social Security,

Defendant.¹

Civil Action No. 14-636

MEMORANDUM OPINION

This matter is before the Court on plaintiff's application to proceed *in forma pauperis* and his *pro se* complaint. The Court will grant the application and dismiss the complaint.

The plaintiff purports to "appeal [a] decision of Administrative Hearing for SSI benefits." Compl. at 1. He does not identify the decision he appeals, and none of the many attachments to the complaint appears to be a recent decision. Even if the plaintiff had identified the decision of an administrative law judge, it does not appear that he has exhausted his administrative remedies prior to filing this lawsuit. See 42 U.S.C. § 405(g) (providing for judicial review only "after any final decision by the Commissioner of Social Security made after a hearing to which he is a party"). The complaint therefore will be dismissed without prejudice. See, e.g., *Ford v. Astrue*, 808 F. Supp. 2d 150, 153 (D.D.C. 2011) (dismissing complaint where plaintiff "has only

¹ Pursuant to Fed. R. Civ. P. 25(d), the Acting Commissioner of Social Security is substituted as the party defendant.

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completed the first two steps of the four-step SSA administrative-review process”).

An Order accompanies this Memorandum Opinion.

DATE:

3/28/14



United States District Judge