

**FILED**

**APR 29 2016**

**Clerk, U.S. District and  
Bankruptcy Courts**

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

GEORGE LEE ODEMNS III,

Plaintiff,

v.

MURDOCH FAMILY TRUST, *et al.*,

Defendants.

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)  
)  
) Case: 1:16-cv-00798 Jury Demand  
) Assigned To : Unassigned  
) Assign. Date : 4/29/2016  
) Description: Pro Se Gen. Civil (F Deck)  
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)

**MEMORANDUM OPINION**

The trial court has the discretion to decide whether a complaint is frivolous, and such finding is appropriate when the facts alleged are irrational or wholly incredible. *Denton v. Hernandez*, 504 U.S. 25, 33 (1992); *see Neitzke v. Williams*, 490 U.S. 319, 325 (1989) (“[A] complaint, containing as it does both factual allegations and legal conclusions, is frivolous where it lacks an arguable basis either in law or in fact.”). Having reviewed the plaintiff’s complaint, the Court concludes that what factual contentions are identifiable are baseless and wholly incredible. For example, the allegation that defendants “had allegedly been using the plaintiff[’s] oral and/or electronic communication(s) for pseudonym work,” Compl. at 6, does not comprise a viable legal claim. Furthermore, the allegations of the complaint “constitute the sort of patently insubstantial claims” that deprive the Court of subject matter jurisdiction. *Tooley v. Napolitano*, 586 F.3d 1006, 1010 (D.C. Cir. 2009).

The Court will grant plaintiff’s application to proceed *in forma pauperis* and will dismiss the complaint pursuant to 28 U.S.C. § 1915(e)(2)(B)(i). An Order consistent with this Memorandum Opinion is issued separately.

DATE:

4/26/2016

  
United States District Judge