

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

Jean Paul Gamarra,	)	
	)	
Plaintiff,	)	Case: 1:16-cv-01454
	)	Assigned To : Unassigned
v.	)	Assign. Date : 7/14/2016
	)	Description: Pro Se Gen. Civil (F Deck)
Hillary Rodham Clinton,	)	
	)	
Defendant.	)	

MEMORANDUM OPINION

This matter is before the Court on its initial review of plaintiff's *pro se* complaint and application for leave to proceed *in forma pauperis*. The Court will grant the 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).

Plaintiff purports to bring a "Civil Treason Complaint" against United States presidential candidate Hillary Rodham Clinton. The United States Attorney General has absolute discretion in deciding whether to investigate claims for possible criminal or civil prosecution and, as a general rule applicable here, such decisions are not subject to judicial review. *Shoshone-Bannock Tribes v. Reno*, 56 F.3d 1476, 1480-81 (D.C. Cir. 1995); *see Wightman-Cervantes v. Mueller*, 750 F. Supp. 2d 76, 80 (D.D.C. 2010) ("[A]n agency's decision whether to prosecute, investigate, or enforce has been recognized as purely discretionary and not subject to judicial review.") (citing *Block v. SEC*, 50 F.3d 1078, 1081-82 (D.C. Cir. 1995) (other citation omitted)). Furthermore, the initiating document consists of aimless words and phrases and is simply incomprehensible. And a district court cannot exercise subject matter jurisdiction "when the

complaint ‘is patently insubstantial, presenting no federal question suitable for decision.’”

*Caldwell v. Kagan*, 777 F. Supp. 2d 177, 178 (D.D.C. 2011) (quoting *Tooley v. Napolitano*, 586 F.3d 1006, 1009 (D.C. Cir. 2009)). Accordingly, this case will be dismissed with prejudice. A separate order accompanies this Memorandum Opinion.

Date: July 12<sup>th</sup>, 2016

  
United States District Judge