

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

**FILED**

**AUG 11 2017**

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

Consuelo Jordan,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 17-1473 (UNA)
	)	
EEOC, Washington Field Office,	)	
Acting Director Mindy Weinstein,	)	
	)	
Defendant.	)	

MEMORANDUM OPINION

This matter is before the Court on its initial review of plaintiff's *pro se* complaint and application to proceed *in forma pauperis*. The application will be granted and the case will be dismissed pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii). Under that statute, the Court is required to dismiss a case "at any time" it determines that the complaint fails to state a claim upon which relief can be granted.

Plaintiff is a District of Columbia resident who has sued the Acting Director of the Equal Employment Opportunity Commission's Washington Field Office ("EEOC"). Compl. Caption. The complaint is not a model of clarity, but it appears from the attachments that this action arises from EEOC's handling of plaintiff's employment discrimination complaint against the Executive Office for United States Attorneys. "[N]o cause of action against the EEOC exists for challenges to its processing of a claim." *Smith v. Casellas*, 119 F.3d 33, 34 (D.C. Cir. 1997) (per curiam). Rather, "Congress intended the private right of action . . . under which an aggrieved employee may bring a Title VII action directly against his or her employer [] to serve as the remedy for any improper handling of a discrimination charge by the EEOC." *Id.*, citing 42 U.S.C. § 2000e-

5(f)(1). Therefore, this case will be dismissed. A separate Order accompanies this Memorandum Opinion.

Date: August 11, 2017

  
United States District Judge