

**FILED****SEP 25 2018****UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA****Clerk, U.S. District & Bankruptcy  
Courts for the District of Columbia**

DEBORAH DIANE FLETCHER,

Plaintiff,

v.

E. FLETCHER,

Defendant.


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Civil Action No. 18-1997 (UNA)

**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. 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*, deny the plaintiff’s motion for a temporary restraining order, and 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: September 12, 2018  
**CHRISTOPHER R. COOPER**  
**United States District Judge**  
United States District Judge