

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

FILED

DEC 07 2007

NANCY MAYER WHITTINGTON, CLERK U.S. DISTRICT COURT

Freddie N. Raynor, )
Plaintiff, )
v. )
Bob Rollins et al., )
Defendants. )

Civil Action No. 07 2208

MEMORANDUM OPINION

This matter is before the Court on review of plaintiff's pro se complaint and application to proceed in forma pauperis. The application will be granted and the complaint will be dismissed as procedurally barred.

Plaintiff is a North Carolina resident suing three defendants who also reside or work in North Carolina. Plaintiff attaches to the one-page cover sheet, construed here as the complaint, a civil docket sheet from the Eastern District of North Carolina and papers filed in that court. The attachments, constituting the bulk of the complaint, show that plaintiff has previously had his claims against the same defendants adjudicated on the merits in North Carolina. Under the principle of res judicata, a final judgment on the merits in one action "bars any further claim based on the same 'nucleus of facts' . . . ." Page v. United States, 729 F.2d 818, 820 (D.C. Cir. 1984) (quoting Expert Elec., Inc. v. Levine, 554 F.2d 1227, 1234 (D.C. Cir. 1977)); accord Taylor v. Blakey, 490 F.3d 965, 969-70 (D.C. Cir. 2007) (citing cases). Because res judicata bars this action, the complaint will be dismissed by separate Order issued contemporaneously.

ELLS HURDL
United States District Judge

Date: November 9, 2007

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