

**FILED**

JUN 16 2009

Clerk, U.S. District and  
Bankruptcy Courts

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

FREDERICK W. BAUER,

Plaintiff,

v.

HARLEY LAPPIN, *et al.*,

Defendants.

)  
)  
)  
)  
)  
)  
)  
)  
)  
)

Civil Action No.

**09 1097**

**MEMORANDUM OPINION**

This matter is before the Court on initial review of plaintiff's *pro se* complaint and application to proceed *in forma pauperis*. The instant complaint appears to be a copy of the complaint filed in a civil action already pending in this Court. *See Bauer v. Lappin*, Civ. No. 09-0975 (UNA) (D.D.C. filed May 26, 2009). The Court will dismiss the instant complaint without prejudice as duplicative of the prior civil action.

An Order consistent with this Memorandum Opinion will be issued separately on this same date.

  
United States District Judge

Date:

6/15/09