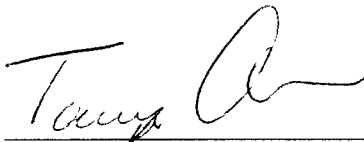


unless and until he meets the requirements of *Heck*” by having the sentence invalidated via direct appeal or habeas corpus, or declared void by an authorized tribunal. *Harris v. Fulwood*, 611 Fed. App’x. 1, 2 (D.C. Cir. 2015) (per curiam) (citing *Heck v. Humphrey*, 512 U.S. 477, 486-87 (1994)). “*Heck* applies ‘no matter the relief sought (damages or equitable relief) . . . if success in [the] action would necessarily demonstrate the invalidity of confinement or its duration.’” *Id.*, quoting *Wilkinson v. Dotson*, 544 U.S. 74, 81-82 (2005) (alterations in original)). The criminal docket, No. 09-cr-359-1-RBW, shows that plaintiff’s convictions have not been vacated or otherwise invalidated. Accordingly, this action will be dismissed without prejudice.¹ A separate order accompanies this Memorandum Opinion.


United States District Judge

Date: August 4, 2016

¹ Plaintiff further complains about the conditions of his confinement, over which none of the named defendants has control. *See* Compl. ¶¶ 61-68. Because plaintiff is currently incarcerated at the Rivers Correctional Institution in Winton, North Carolina, this Court sitting in the District of Columbia is not the proper forum for litigating the prison conditions claim in any event. *See* 28 U.S.C. § 1391(b) (designating the proper venue under the circumstances presented as the judicial district in the State where a substantial part of the events occurred). The United States District Court for the Eastern District of North Carolina is properly situated to address that claim.