

The Plaintiff is not asking for appropriate relief in the context of his Federal Tort Claims Act or *Bivens* claims. Instead, the Plaintiff seems to be asking the Court to confirm some abstract legal principle. Perhaps he intended to, although he did not, move for partial summary judgment on the issue of liability. Even if the Plaintiff had done so, the record before the Court is insufficient to rule on his claims. Summary judgment must be based on undisputed facts in the record. Accordingly, the Plaintiff's motion is **DENIED**.

SO ORDERED, this the 25th day of September, 2013.

S/ Marc T. Treadwell
MARC T. TREADWELL, JUDGE
UNITED STATES DISTRICT COURT