

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

LARRY LEE SMITH,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 4:13MC303 JCH
	)	
UNITED STATES OF AMERICA,	)	
	)	
Defendant.	)	

**MEMORANDUM AND ORDER**

This matter is before the Court on Larry Smith’s submission of a criminal complaint alleging that several people violated Missouri law by forcing him to take psychotropic medications at Fulton State Hospital. The law on this matter is clear: “a private citizen lacks a judicially cognizable interest in the prosecution or nonprosecution of another.” Diamond v. Charles, 476 U.S. 54, 64 (1986) (quoting Linda R.S. v. Richard D., 410 U.S. 614, 619 (1973)). Smith, a private citizen, has no standing to initiate federal criminal prosecutions.

Accordingly,

**IT IS HEREBY ORDERED** that this action is **DISMISSED**.

**IT IS FURTHER ORDERED** that the criminal complaint shall be **STRICKEN** from the record.

**IT IS HEREBY CERTIFIED** that an appeal from this dismissal would not be taken in good faith.

Dated this 13th day of June, 2013.

/s/Jean C. Hamilton  
JEAN C. HAMILTON  
UNITED STATES DISTRICT JUDGE