## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

MICHAEL B. WOOLMAN,	)	4:15CV3091
Plaintiff,	)	
v.	)	MEMORANDUM AND ORDER
SUPERSAVER GROCERY STORE,	)	AND ORDER
Defendant.	)	
MICHAEL B. WOOLMAN,	)	4:15CV3092
Plaintiff,	)	130 \ 3072
,	)	1471.40D (1471.44
V.	)	MEMORANDUM AND ORDER
SHAFFERS COMMUNICATION,	)	
Defendant.	)	
MICHAEL B. WOOLMAN,	)	4:15CV3094
Plaintiff,	)	
V.	)	MEMORANDUM AND ORDER
NEBRASKA BROADCASTERS	)	AND ORDER
ASSOCIATION,	)	
Defendant.	)	

Michael Woolman filed these actions in this court on August 7, 2015. He seeks leave to proceed in forma pauperis. (4:15-cv-03091-JMG-PRSE at Filing No. 2;

4:15-cv-03092-JMG-PRSE at Filing No. 2; 4:15-cv-03094-JMG-PRSE at Filing No. 2.) The court will conduct an initial review of Woolman's Complaints to determine whether summary dismissal is appropriate under 28 U.S.C. § 1915(e)(2).

## I. APPLICABLE LEGAL STANDARDS ON INITIAL REVIEW

The court is required to review in forma pauperis complaints to determine whether summary dismissal is appropriate. *See* 28 U.S.C. § 1915(e). The court must dismiss a complaint or any portion of it that states a frivolous or malicious claim, that fails to state a claim upon which relief may be granted, or that seeks monetary relief from a defendant who is immune from such relief. 28 U.S.C. § 1915(e)(2)(B).

Federal district courts are courts of limited jurisdiction. Federal district courts have original jurisdiction of civil actions where complete diversity of citizenship and an amount in excess of \$75,000 (exclusive of interest and costs) in controversy exist. 28 U.S.C. § 1332. Federal district courts also "have original jurisdiction of all civil actions arising under the Constitution, laws, or treaties of the United States." 28 U.S.C. § 1331.

## II. DISCUSSION

Each of Woolman's Complaints in these actions are labeled "PETITION AND AFFIDAVIT TO OBTAIN HARASSMENT PROTECTION ORDER." (4:15-cv-03091-JMG-PRSE at Filing No. 1; 4:15-cv-03092-JMG-PRSE at Filing No. 1; 4:15-cv-03094-JMG-PRSE at Filing No. 1.) Woolman seeks protection orders against the defendants—three private companies—in accordance with Neb. Rev. Stat. § 28-311.09, which permits victims of harassment to obtain protection orders under Nebraska state law. Such petitions must be filed in Nebraska's *state* courts. *See* Neb. Rev. Stat. § 25-2740 and 28-311.09. Therefore, the court will dismiss Woolman's Complaints for failure to state a claim on which relief may be granted. However, the

court will dismiss the Complaints without prejudice to Woolman seeking protection orders as authorized by Nebraska law in Nebraska's state courts.

## IT IS THEREFORE ORDERED that:

- 1. Case Numbers 4:15-cv-03091-JMG-PRSE, 4:15-cv-03092-JMG-PRSE, and 4:15-cv-03094-JMG-PRSE are dismissed without prejudice.
  - 2. All pending motions are denied as moot.
- 3. The court will enter separate Judgments in accordance with these Memoranda and Orders.

DATED this 12th day of August, 2015.

BY THE COURT:

s/ John M. Gerrard
United States District Judge

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