



(4:18CV156)

granted, or seeks monetary relief against a defendant who is immune from such relief. See [Hill v. Lappin](#), 630 F.3d 468, 470-71 (6th Cir. 2010).

Upon review, the Court finds that Plaintiff's Complaint must be dismissed as against the FBOP. *Bivens* actions may only be brought against individual federal officials alleged to have violated a plaintiff's constitutional rights. See [Correctional Services Corp. v. Malesko](#), 534 U.S. 61, 70, 122 S.Ct. 515, 521, 151 L.Ed.2d 456 (2001). Accordingly, the Complaint fails to state a plausible claim for relief against the FBOP in this *Bivens* action.

The Court will allow the action to proceed against the remaining Defendants. Broadly construed, the Complaint appears to allege that all of the individual Defendants were involved, in some capacity, in violating Plaintiff's constitutional rights by failing to assist him in obtaining a marriage license while incarcerated; denying his marriage request; or, retaliating against him for exercising his constitutional rights to seek a marriage license and file grievances. [ECF No. 1](#).

### III.

Therefore, Plaintiff's Complaint is hereby dismissed as against the FBOP pursuant to 28 U.S.C. §§ [1915\(e\)\(2\)\(B\)](#) and [1915A](#). The Court certifies, pursuant to [28 U.S.C. § 1915\(a\)\(3\)](#), that an appeal from this dismissal could not be taken in good faith.

This action may proceed as against the remaining individual Defendants. The Clerk's Office is directed to forward the appropriate documents to the U.S. Marshals for service of process on the remaining Defendants, and **a copy of this order shall be included with the documents to be served.**

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IT IS SO ORDERED.

June 7, 2018  
Date

/s/ Benita Y. Pearson  
Benita Y. Pearson  
United States District Judge