

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

Willie James Bush, Jr.,)	
)	
Plaintiff,)	Case No. 1:13-CV-587
)	
vs.)	
)	
United States of America, <u>et al.</u> ,)	
)	
Defendants.)	

ORDER

Plaintiff Willie James Bush, Jr., proceeding pro se and in forma pauperis, filed a complaint (Doc. No. 1) which, liberally construed, challenges a number of rulings by the Veterans Administration concerning his claims for service-related disability benefits. Magistrate Judge Bowman issued a Report and Recommendation dated September 17, 2013 (Doc. No. 5) which concluded that Plaintiff’s complaint is frivolous and, in any event, that the Court lacks subject matter jurisdiction over the complaint pursuant to Veterans’ Judicial Review Act. Magistrate Judge Bowman also noted that Plaintiff has recently filed other frivolous lawsuits and cautioned him that he may be subject to sanctions under Rule 11 of the Federal Rules of Civil Procedure as a vexatious litigator. Judge Bowman recommended that the complaint be dismissed with prejudice pursuant to 28 U.S.C. § 1915(e)(2)(B). Plaintiff’s objections to the Report and Recommendation (Doc. No. 7) are nothing more than a screed against the judiciary.

Having reviewed the Report and Recommendation de novo pursuant to Rule 72(b) of the Federal Rules of Procedure, the Court concludes that it is obviously correct. It would be a waste of time and effort of further elaborate on Judge Bowman’s analysis

of the complaint.

Plaintiff's objections to the Report and Recommendation are not well-taken and are **OVERRULED**. The Court **ADOPTS** the Report and Recommendation. The complaint is **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. §1915(e)(2)(B). The Court certifies pursuant to 28 U.S.C.A. § 1915(a)(3) that an appeal of this order would not be taken in good faith, and therefore **DENIES** Plaintiff leave to appeal in forma pauperis. See Fed. R. App. P. 24(a); Kincade v. Sparkman, 117 F.3d 949, 952 (6th Cir. 1997).

IT IS SO ORDERED

Date October 21, 2013

s/Sandra S. Beckwith
Sandra S. Beckwith
Senior United States District Judge