

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 04-5331

September Term, 2004

04cv01348

Filed On: March 25, 2005 [885797]

L. Ruther,  
Appellant

v.

United States of America and U.S. President,  
Appellees

## APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

**BEFORE:** Ginsburg, Chief Judge, and Sentelle and Roberts, Circuit Judges

### J U D G M E N T

This appeal was considered on the record from the United States District Court for the District of Columbia and on the brief filed by appellant. See Fed. R. App. P. 34(a)(2); D.C. Cir. Rule 34(j). It is

**ORDERED AND ADJUDGED** that the district court's order filed July 27, 2004, dismissing the case with prejudice be affirmed. The district court did not abuse its discretion in dismissing appellant's complaint, pursuant to 28 U.S.C. § 1915(e), because it is unclear what appellant is complaining about or what relief he seeks. See Nietzke v. Williams, 490 U.S. 319, 327 (1989).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam