

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 12-5056**

**September Term 2011**

**1:12-cv-00215-UNA**

**Filed On: July 3, 2012**

Joan Frances M. Malone,

Appellant

v.

Marion S. Barry, Jr., Councilman, et al.,

Appellees

**ON APPEAL FROM THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**BEFORE:** Rogers, Griffith, and Kavanaugh, 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 and the amended brief filed by the 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 February 9, 2012, be affirmed. The district court properly dismissed appellant's complaint as frivolous. See 28 U.S.C. § 1915(e)(2)(B)(i); Nietzke v. Williams, 490 U.S. 319, 325, 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Pursuant to D.C. Circuit Rule 36, this disposition will not be published.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**