

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 13-5120

September Term, 2013

1:13-cv-00466-UNA

Filed On: November 4, 2013

David Lee Garner,

Appellant

v.

Supreme Court of the United States, et al.,

Appellees

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

BEFORE: Henderson and Kavanaugh, Circuit Judges; Ginsburg, Senior
Circuit Judge

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 order of the district court filed April 10, 2013, be affirmed. The district court did not abuse its discretion in dismissing the action under Fed. R. Civ. P. 8(a). See *Ciralsky v. CIA*, 355 F.3d 661, 668-69 (D.C. Cir. 2004). Appellant's allegations appear to arise from his current incarceration, but fail to contain a "short and plain statement of the claim showing the pleader is entitled to relief, in order to give the defendant[s] fair notice of what the ... claim is and the grounds upon which it rests." *Bell Atlantic Corp. v. Twombly*, 550 U.S. 544, 555 (2007) (internal quotation marks omitted); see also *Ashcroft v. Iqbal*, 556 U.S. 662, 667-68 (2009).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published.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