

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 22-7093

September Term, 2022

1:21-cv-02548-TSC

Filed On: October 11, 2022

Ljubo Skrbic,

Appellant

v.

City of Los Angeles Fire Department, Brush
Clearance Unit,

Appellee

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

BEFORE: Millett and Rao, Circuit Judges, and Sentelle, 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 district court’s orders filed October 22, 2021, and May 31, 2022, be affirmed. The district court did not abuse its discretion in dismissing the complaint without prejudice for failure to comply with the pleading standard of Federal Rule of Civil Procedure 8(a). See *Ciralsky v. CIA*, 355 F.3d 661, 668-71 (D.C. Cir. 2004). That rule requires “a short and plain statement of the grounds for the court’s jurisdiction” and “a short and plain statement of the claim showing that the pleader is entitled to relief,” see Fed. R. Civ. P. 8(a), and appellant’s complaint fails to set forth a sufficient basis for the district court’s jurisdiction or his claim for relief under federal law, see *Ashcroft v. Iqbal*, 556 U.S. 662, 678 (2009) (explaining that Rule 8(a) “demands more than . . . unadorned, the-defendant-unlawfully-harmed-me accusation[s]”). Moreover, the district court did not abuse its discretion in denying appellant’s motion for reconsideration, see *Smalls v. United States*, 471 F.3d 186, 191 (D.C. Cir. 2006), and denying appellant’s motion for entry of default because the defendant has not yet been required to respond to the complaint, see *Whelan v. Abell*, 48 F.3d 1247, 1258 (D.C. Cir. 1995).

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Pursuant to D.C. Circuit Rule 36, this disposition will not be published.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

FOR THE COURT:
Mark J. Langer, Clerk

BY: */s/*
Daniel J. Reidy
Deputy Clerk