

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 25-5275

September Term, 2025

1:25-cv-00780-UNA

Filed On: August 18, 2026

Henry Elem,

Appellant

v.

Scott Bessent, Secretary of Department of
Treasury, et al.,

Appellees

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

BEFORE: Millett, Wilkins, and Katsas, 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 on April 25, 2025, dismissing appellant’s complaint as frivolous be affirmed. See Neitzke v. Williams, 490 U.S. 319, 325 (1989) (case is frivolous when it lacks “an arguable basis either in law or in fact”). Contrary to appellant’s contention on appeal, the district court dismissed the complaint based on the frivolousness of the claims raised therein, and not because of appellant’s perceived ideology.

Pursuant to D.C. Circuit Rule 36, this disposition will not be published.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

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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:
Clifton B. Cislak, Clerk

BY: /s/
Daniel J. Reidy
Deputy Clerk