

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

PERCY EDWARD MOORE

Plaintiff,

v.

ORDER

FEDERAL BUREAU OF INVESTIGATION,
DIRECTOR OF FBI GONZALEZ and
DAVID M. HARDY.

06-C-697-S

Defendants.

On December 29, 2006 judgment was entered in the above entitled matter dismissing plaintiff's complaint without prejudice for his failure to pay his initial partial filing fee. Upon receipt of plaintiff's partial filing fee in the amount of \$1.67, the Court reopens plaintiff's complaint and addresses the merits of plaintiff's complaint together with his January 9, 2007 proposed amendments. According to 28 U.S.C. § 1915(b)(2), the institution's financial officer is authorized to deduct monthly payments from plaintiff's account until the \$350.00 filing fee is paid in full.

Plaintiff seeks information from various federal agencies under the Freedom of Information Act. He does not allege that he has made specific requests for this information to the agencies. He cannot proceed in this Court under the Act until his specific requests are denied by the agencies. 5 U.S.C. § 552. Accordingly, plaintiff has not stated a claim for relief under federal law.

Plaintiff is advised that in any future proceedings in this matter he must offer argument not cumulative of that already provided to undermine this Court's conclusion that his claim must be dismissed. See Newlin v. Helman, 123 F.3d 429, 433 (7th Cir. 1997).

ORDER

IT IS ORDERED that the above entitled matter is REOPENED.

IT IS FURTHER ORDERED that plaintiff's complaint and all claims contained therein is DISMISSED for his failure to state a claim for relief under federal law.

IT IS FURTHER ORDERED that judgment be entered DISMISSING plaintiff's complaint and all claims contained therein without prejudice.

Entered this 23rd day of January, 2007.

BY THE COURT:

s/
JOHN C. SHABAZ
District Judge