

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

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KEITH JUDD,

OPINION and ORDER

Plaintiff,

13-cv-165-bbc

v.

BARACK OBAMA,  
SECRETARY OF STATE OF WISCONSIN and  
DEMOCRATIC PARTY OF WISCONSIN,

Defendants.  
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Plaintiff Keith Judd, a prisoner at the Federal Correctional Institution in Texarkana, Texas, filed a proposed complaint in which he stated that President Barack Obama is not qualified to be president because he was born a citizen of Kenya. (Plaintiff calls himself a 2012 presidential candidate, and perhaps with good reason, as he received over 40% of the votes in the 2012 West Virginia Democratic presidential primary. ABC News.com, <http://abcnews.go.com/blogs/politics/2012/05/prison-inmate-wins-more-than-40-of-democratic-vote-over-president-obama-in-wv-primary/> (last visited May 24, 2013).) In April 15, 2013, I dismissed the case as frivolous because plaintiff's argument regarding President Obama's citizenship had no merit. (Plaintiff argued that despite President Obama's birth certificate indicating that he was born in Hawaii, he is a Kenyan citizen because his father was a Kenyan citizen.) I noted also that plaintiff had struck out under 28 U.S.C. § 1915(g) and did not prepay the entire \$350 filing fee for this action.

Now plaintiff has filed a motion to alter or amend judgment, which I will deny because nothing in it gives me reason to believe that I erred in dismissing the case. Plaintiff raises a number of arguments, such as that the British Nationality Act or African tribal laws determine whether President Obama, born in Hawaii to an American mother and Kenyan father, is an American citizen; and that the federal statute assessing a filing fee for the institution of civil lawsuits is unconstitutional. Simply put, all plaintiff has done is pile more frivolous arguments upon his already frivolous lawsuit. The case will remain closed and plaintiff still owes the court the \$350 filing fee for this action.

#### ORDER

IT IS ORDERED that plaintiff Keith Judd's motion to amend or alter judgment, dkt. #5, is DENIED.

Entered this 24th day of May, 2013.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge