

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
VALDOSTA DIVISION**

DION D. HAMILTON,	:	
	:	
Plaintiff	:	
	:	
VS.	:	
	:	
UNKNOWN DEFENDANT,	:	NO. 7:09-CV-18 (HL)
	:	
Defendant	:	<b><u>ORDER</u></b>

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Plaintiff **DION D. HAMILTON**, a prisoner at Rutledge State Prison in Columbus, Georgia, has written a letter that the Clerk of Court filed as a civil rights action under 42 U.S.C. § 1983. Although plaintiff has submitted an accompanying affidavit to proceed IFP, a review of his letter, which is addressed “Dear Commissioner,” indicates that plaintiff may not have intended to file a civil rights action at this time. For example, plaintiff states that he has a “few corporate concerns that are in my district in Miami, FL business area.” Plaintiff additionally asks that the military investigate an unspecified grievance.

The Court’s role is strictly judicial, *i.e.*, resolving actual cases and controversies between adverse parties. *Preiser v. Newkirk*, 422 U.S. 395, 401 (1975). In his letter, plaintiff does not name a defendant or state an apparent case or controversy. Accordingly, it is hereby **ORDERED** that the instant action be **DISMISSED** without prejudice.

**SO ORDERED**, this 9<sup>th</sup> day of February, 2009.

s/ *Hugh Lawson*  
HUGH LAWSON  
UNITED STATES DISTRICT JUDGE