

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
TERRE HAUTE DIVISION

MENES ANKH EL, )

Plaintiff, )

v. )

Case No. 2:15-cv-00391-JMS-WGH

STATE OF INDIANA, )

CAROL ORBISON Executive Administrator, )

AMY BARBAR Executive Administrator, )

ROBERT ALTICE Executive Administrator, )

MARC ROTHENBERG Executive )

Administrator, )

SHEILA CARLISLE Executive )

Administrator, )

STANLEY KROH Executive Administrator, )

ANNE FLANNELLY Executive )

Administrator, )

TERRY CURRY Prosecutor, in their )

professional and private capacities, )

BRIAN MURPHY Prosecutor, in their )

professional and private capacities, )

DANIEL HARRISON Prosecutor, in their )

professional and private capacities, )

ANDREW WIGNAL Prosecutor, in their )

professional and private capacities, )

BRIAN HOFFMEISTER Detective, in their )

professional and private capacities, )

Defendants. )

**Entry Dismissing Action and Directing Entry of Final Judgment**

For the reasons explained in the Entries of December 1, 2015, and December 31, 2015, the complaint is dismissed pursuant to 28 U.S.C. § 1915A for failure to state a claim upon which relief may be granted. The plaintiff objects to this dismissal on the basis that his claims have been

misinterpreted, misconstrued and misquoted. Dkt. 8 at p. 2. He claims that the Court erred in arguing the merits of this action and concocting a defense for the defendants.

The plaintiff is mistaken. Title 28 U.S.C. § 1915 requires this Court to *sua sponte* dismiss a complaint which fails to state a claim upon which relief may be granted. In addition, just as § 1915 does not require a judge to accept fantastic or delusional factual allegations, the court is not required to accept a plaintiff's fantastical view of the state of the law. *See Neitzke v. Williams*, 490 U.S. 319, 327–28, 330 (1989); *Holland v. City of Gary*, 503 Fed. Appx. 476, 2013 WL 485272, 1 (7th Cir. 2013); *Gladney v. Pendleton Corr. Facility*, 302 F.3d 773, 774 (7th Cir. 2002). For example, the plaintiff's suggestion that the defendant judicial officers and prosecutors involved in the plaintiff's criminal case proceedings were "acting in a non-judicial and purely administrative capacity, and therefore cannot claim the immunity of the sovereign" is simply incorrect and suggests that the purpose of this action is to harass the defendants. Dkt. 8 at p. 6.

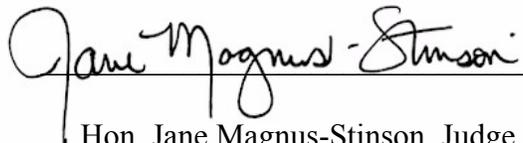
For the reasons explained in this Court's prior Entries, the plaintiff's complaint and related submissions demonstrate that no viable claim has been alleged in the complaint and no amendment to the complaint can correct these deficiencies. Accordingly, this action is dismissed. Judgment consistent with this Entry shall now issue.

**IT IS SO ORDERED.**

Date: January 22, 2016

Distribution:

MENES ANKH EL  
233632  
PUTNAMVILLE CORRECTIONAL FACILITY  
Inmate Mail/Parcels  
1946 West U.S. Hwy 40  
Greencastle, IN 46135

  
Hon. Jane Magnus-Stinson, Judge  
United States District Court  
Southern District of Indiana