

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

VIRGILLIO VIRGO : CIVIL ACTION
 :
 v. :
 :
 JHON-DOE : NO. 98-6238

MEMORANDUM AND ORDER

Fullam, Sr. J.

April , 1999

Plaintiff is an inmate of the Lehigh County Prison. In various documents which he has filed since November 30, 1998, when this case was docketed, it appears that the plaintiff is convinced that he is being mistreated, that he is being discriminated against on racial grounds, and that he has valid complaints against somebody for something. Unfortunately, it is simply impossible to determine what he is complaining about.

The only comprehensible material submitted thus far by the plaintiff is correspondence he has received from the Social Security Administration, notifying him that his social security benefits have been suspended (because he is serving a prison sentence for a crime). These letters inform the plaintiff of his avenues of appeal, if he disagrees with the decision. It is conceivable that he may also be complaining about denial of veterans benefits, but that is a matter of sheer guesswork.

The immediate problem is twofold: (1) his filings make no sense whatever, and (2) the only defendant he has named in

this lawsuit is "Jhon-Doe." Thus, it is impossible to obtain any clarification of plaintiff's grievances.

This action must therefore be dismissed as legally frivolous, but if, after consultation with a prison counselor or some other advisor, plaintiff can provide information which makes sense, this case can be reopened at any time within 90 days.

An Order follows.

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ORDER

AND NOW, this day of April, 1999, IT IS ORDERED:
Plaintiff's complaint is DISMISSED as frivolous, but
WITHOUT PREJUDICE to plaintiff's right to file an amended
complaint within 90 days if the facts warrant.

John P. Fullam, Sr. J.