

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 19-5290

September Term, 2019

1:19-cv-03077-TJK

Filed On: July 24, 2020

Brandon Michael Jacobs,

Appellant

v.

United States,

Appellee

**ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

BEFORE: Henderson and Katsas, Circuit Judges, and Sentelle, Senior Circuit Judge

J U D G M E N T

This appeal was considered on the record from the United States District Court for the District of Columbia and on the brief filed by appellant. See Fed. R. App. P. 34(a)(2); D.C. Cir. Rule 34(j). Upon consideration of the foregoing, the motion to appoint counsel, the motion for default judgment and the supplement thereto, the motions to seal, the motions for other relief, and the supplement filed on June 25, 2020, it is

ORDERED that the motion for appointment of counsel be denied. In civil cases, appellants are not entitled to appointment of counsel when they have not demonstrated sufficient likelihood of success on the merits. It is

FURTHER ORDERED that the motion for default judgment, the motions to seal, and the motions for other relief be denied. Appellant has shown no legal basis for granting the requested relief. It is

FURTHER ORDERED AND ADJUDGED that the district court's order, filed October 21, 2019, be affirmed. Appellant has not shown that the district court abused its discretion in dismissing the case without prejudice for failure to comply with Federal

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Rule of Civil Procedure 8(a). See Ciralsky v. CIA, 355 F.3d 661, 668 (D.C. Cir. 2004). Under Rule 8(a), a complaint must set forth “a short and plain statement of the claim showing that the pleader is entitled to relief.” Fed. R. Civ. P. 8(a)(2); see Ashcroft v. Iqbal, 556 U.S. 662, 678 (2009) (A complaint that offers only “labels and conclusions” that are not supported by factual allegations does not satisfy Rule 8(a)'s pleading requirements.).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Daniel J. Reidy
Deputy Clerk