

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
Civil No. 07-1298 JNE/JJG

CHRISTOPHER ROLLER,)	
)	
Plaintiff,)	
)	FEDERAL DEFENDANT'S
v.)	RESPONSE TO MOTION
)	FOR JOINDER
CENTRAL INTELLIGENCE AGENCY,)	
)	
Defendant.)	

INTRODUCTION

Plaintiff has presented a Motion for Joinder of Parties. F.R.Civ.P. 20. Defendant objects to this motion as the basis for the motion is not demonstrated. Moreover, defendant's pending motion is dispositive. If defendant's pending motion is successful, plaintiff's case will be dismissed, rendering the motion for joinder moot.

DISCUSSION

Plaintiff brings his motion for joinder citing two reasons for the motion. First, plaintiff wishes to add more defendants. Second, plaintiff believes he will seek a class action and be successful in obtaining certification.

Plaintiff Has Not Demonstrated A Viable Lawsuit And Should Not Be Permitted To Add More Defendants Or To File Additional Frivolous Lawsuits

Plaintiff has filed numerous unsuccessful lawsuits and is threatening to file many more additional suits. See District Court Pacer. A review of the complaint in the instant suit shows on its face little likelihood of plaintiff's success. The federal defendant's motion to dismiss currently pending before the Court fully discusses the basis for dismissal of plaintiff's case. See C.D. 5.

Plaintiff fails to demonstrate an appropriate basis for permissive joinder pursuant to Rule 20 and this court should deny plaintiff's motion.

Plaintiff Fails To Make A Showing For Likelihood Of A Class Action

F.R.Civ.P. Rule 23 describes the basis and prerequisites for class actions. A review of plaintiff's pleadings demonstrates that likelihood of class action certification is unlikely at this juncture. F.R.Civ.P., Rule 23.

CONCLUSION

Plaintiff's motion for joinder must be denied.

Dated: June 15, 2007

Respectfully submitted,
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