

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
WASHINGTON

**Amschel Rothschild El, Moorish American National, Sui Juris,
formerly known as Kondwani Saeed Davis, formerly known as
Amschel Mayer James Rothschild, II v. Sound Exchange, Inc.**

Rothschild El v. Sound Exchange · No. 2:25-cv-01798-TL · Decided December 5, 2025

SUMMARY

The United States District Court for the Western District of Washington strikes seven filings submitted by Plaintiff, including two motions and five notices. The Court explains that no operative pleading exists because the original complaint was dismissed under 28 U.S.C. § 1915(e)(2)(B)(ii), and the amended pleadings remain subject to screening. The motions are struck as premature, and the notices are struck as superfluous, with leave to refile the motions if appropriate.

OPINION

1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF
WASHINGTON 9 AT SEATTLE 10 11 AMSCHEL ROTHSCCHILD EL, Moorish CASE NO.
2:25-cv-01798-TL American National, Sui Juris, formerly 12 known as Kondwani Saeed Davis,
formerly ORDER ON EXTRANEIOUS FILINGS known as Amschel Mayer James 13 Rothschild,
II, 14 Plaintiff, v. 15 SOUND EXCHANGE, INC., a District of 16 Columbia non-profit
corporation, 17 Defendant.

18 19 On December 1, 2025, Plaintiff filed seven submissions on the docket. Dkt. Nos. 22–28. 20
Two of these are motions (Dkt. Nos. 22, 23), while the rest are characterized as notices (Dkt. 21
Nos. 24–28). Having reviewed the filings, the Court STRIKES them as either prematurely or 22
unnecessarily filed, as explained below. 23 24 1 I. DISCUSSION 2 At present, there is no
operative pleading in this case.

Plaintiff’s original complaint (Dkt. 3 No. 4) did not survive review under 28 U.S.C. § 1915(e)(2)
(B)(ii), which mandates that the 4 Court “dismiss [an in forma pauperis (‘IFP’)] case at any time if
the court determines that... the 5 action or appeal... fails to state a claim on which relief may be
granted.” See Dkt. No. 15 (order 6 of dismissal); see also *Lopez v. Smith*, 203 F.3d 1122, 1127
(9th Cir.

2000) (“It is... clear that 7 section 1915(e)... requires a district court to dismiss an in forma
pauperis complaint that fails to 8 state a claim.”). After the Court dismissed Plaintiff’s complaint,

Plaintiff requested 9 reconsideration (Dkt. No. 17), which the Court denied (Dkt. No. 19). 10 On November 10, 2025, Plaintiff filed a first amended complaint (“FAC”).

Dkt. No. 18. 11 Three days later, on November 13, 2025, Plaintiff filed a motion for leave to file a second 12 amended complaint (“SAC”) (Dkt. No. 20), along with a proposed SAC (Dkt. No. 20-1). Before 13 the Court, then, are: (1) a FAC that must be reviewed under Section 1915(e)(2)(B)(ii), which 14 governs the Court’s screening of IFP pleadings; (2) a motion for leave to amend, which must be 15 reviewed under Federal Rule of Civil Procedure 15(a), which governs amended pleadings; and 16 (3) a SAC, which, like the FAC, must ultimately be reviewed under Section 1915(e)(2)(B)(ii).

17 A district court maintains “the authority ‘to manage [its] dockets and courtrooms with a 18 view toward the efficient and expedient resolution of cases.’” *Cahill v. Insider Inc.*, 131 F.4th 19 933, 938 (9th Cir. 2025) (quoting *Dietz v. Bouldin*, 579 U.S. 40, 47 (2016)) (alteration in 20 original).

As both the FAC and SAC are, functionally, proposed IFP complaints that cannot 21 become operative pleadings without the Court’s approval, see 28 U.S.C. § 1915(e)(2)(B)(ii), the 22 Court construes the SAC as having superseded the FAC, thus rendering moot any pending 23 Section 1915 review of the FAC. And because the Court’s review of the proposed SAC under 24 Section 1915 is a more rigorous test than the Court’s review of it as a proposed amended 1 pleading under Rule 15(a), the Court will subject the proposed SAC to review under Section 2 1915(e)(2)(B)(ii) only and forgo a Rule 15 analysis.

See *Aldan v. World Corp.*, 267 F.R.D. 346, 3 360–61 (D. N. Mar. I. 2010) (noting that “although the Ninth Circuit... in the past recognized 4 the symmetry between the ‘futility’ standard under Rule 15(a) and the pre-Iqbal dismissal 5 standard under Rule 12(b)(6), the Ninth Circuit... has not... expressly recognized a continuing 6 symmetry between the Rule 15(a) ‘futility’ standard and the Rule 12(b)(6) standard as the latter 7 standard was reformulated in *Iqbal*”).

8 Until such review of the SAC occurs, however, there remains no operative pleading in 9 this case. Therefore, Plaintiff’s motions (Dkt. Nos. 23, 24) are premature, and Plaintiff’s notices 10 (Dkt. Nos. 24–28) are superfluous to the proceedings.

Accordingly, the Court STRIKES the 11 motions, with leave to refile, if appropriate. The Court also STRIKES the notices, but cautions 12 Plaintiff that materials that supplement a pleading or motion must be attached to the relevant 13 pleading or motion, then filed altogether as a single document. See Dkt. No. 15 at 6 (advising 14 Plaintiff that any documentation supporting his amended complaint must be filed with the 15 amended complaint as a single document).

Materials that do not directly support or supplement a 16 pleading or motion should not be filed on the docket. 17 // 18 // 19 // 20 // 21 // 22 // 23 // 24 // 1 II. CONCLUSION 2 Therefore, it is

hereby ORDERED: 3 (1) Plaintiff's motion to compel issuance of summons and to restore
adversarial 4 process (Dkt. No. 22) is STRICKEN. 5 (2) Plaintiff's motion to stay (Dkt.

No. 23) is STRICKEN. 6 (3) Plaintiff's notices (Dkt. Nos. 24, 25, 26, 27, 28) are STRICKEN. 7 8
|| Dated this 5th day of December, 2025. 10 Tana Lin 4 United States District Judge 12 13 14 15
16 17 18 19 20 21 22 23 24