

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
VIRGINIA, RICHMOND DIVISION

Almudhafer v. Spotsylvania Volunteer Rescue Squad, et al.

Almudhafer · No. 3:25CV1057 (RCY) · Decided January 7, 2026

SUMMARY

The United States District Court for the Eastern District of Virginia grants Samir Almudhafer’s application to proceed in forma pauperis. The court dismisses the proposed complaint for failing to comply with Federal Rule of Civil Procedure 8, but permits the action to proceed temporarily and orders the plaintiff to show cause by filing an amended complaint explaining why the action should not be dismissed.

CASE DETAILS

COURT	United States District Court for the Eastern District of Virginia, Richmond Division
WRITING FOR THE COURT	Roderick C. Young
JURISDICTION	United States District Court for the Eastern District of Virginia, Richmond Division
DECIDED	January 7, 2026
DOCKET	3:25CV1057 (RCY)
DISPOSITION	dismissed
PROCEDURAL POSTURE	The court considered Plaintiff’s application to proceed in forma pauperis and screened his proposed complaint under 28 U.S.C. § 1915(e)(2).
STANDARD OF REVIEW	Under 28 U.S.C. § 1915(e)(2), the court must screen an in forma pauperis complaint and dismiss it if, among other things, it fails to state a claim on which relief may be granted. A complaint must contain enough facts to state a claim that is plausible on its face and must comply with Rule 8.
PRECEDENTIAL VALUE	Unknown
PARTIES	Samir Almudhafer v. Spotsylvania Volunteer Rescue Squad, et al.

TOPICS

pleadings

motions to dismiss

civil procedure

PRACTICE AREAS

Civil procedure

Federal courts

Pleading standards

QUESTIONS PRESENTED

1. Whether Plaintiff's application to proceed in forma pauperis should be granted based on the financial information submitted.
2. Whether the proposed complaint complied with Federal Rule of Civil Procedure 8's requirement of a short, plain, concise, and direct statement of the claims.
3. Whether the action should be dismissed immediately or whether Plaintiff should be given an opportunity to file an amended complaint.

HOLDINGS

1. The court granted Plaintiff leave to proceed in forma pauperis based on the financial information in his application.
2. The complaint violated Rule 8 because it did not provide a short, plain, concise, and direct statement showing that Plaintiff was entitled to relief.
3. Although the complaint was dismissed for violating Rule 8, the court declined to dismiss the action in its entirety at that time and ordered Plaintiff to show cause by filing an amended complaint addressing the identified deficiencies.

KEY QUOTATIONS

"Plaintiff's Complaint contains no "short and plain statement," nor is it "concise and direct."" (II. ANALYSIS)

"Instead, Plaintiff will be ORDERED to SHOW CAUSE why this action should not be dismissed by filing an Amended Complaint addressing the deficiencies noted." (Conclusion)

FACTUAL BACKGROUND

Samir Almudhafer, proceeding pro se, submitted a 126-page proposed complaint with his application to proceed in forma pauperis. The complaint's pages appeared shuffled and out of order and contained convoluted, redundant narratives and intersecting legal and doctrinal conclusions. The court concluded that identifying viable claims would require it to articulate essential elements and devise arguments on Plaintiff's behalf.

PROCEDURAL HISTORY

Plaintiff submitted an application to proceed without prepaying fees or costs along with a 126-page proposed complaint. The court granted leave to proceed in forma pauperis but found that the complaint violated Federal Rule of Civil Procedure 8 because it was not short, plain, concise, or direct. Rather than dismissing the action

immediately, the court ordered Plaintiff to show cause by filing an amended complaint addressing the deficiencies.

DISPOSITION

dismissed

CASES CITED

- Bell Atl. Corp. v. Twombly, 550 U.S. 544, 570 (2007)
- Erickson v. Pardus, 551 U.S. 89, 94 (2007)
- Bing v. Brivo Sys., LLC, 959 F.3d 605, 618 (4th Cir. 2020)
- Britt v. Dejoy, 45 F.4th 790, 795-96 (4th Cir. 2022)
- Beaudett v. City of Hampton, 775 F.2d 1274, 1278 (4th Cir. 1985)
- Powhatan Cnty. Sch. Bd. v. Skinger, No. 3:24-CV-874 (REP), 2025 U.S. Dist. LEXIS 104564, at *19-24 (E.D. Va. June 2, 2025)
- Holsey v. Collins, 90 F.R.D. 122, 124, 129 (D. Md. 1981)

OPINION

Almudhafer

PER CURIAM.

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF VIRGINIA

Richmond Division

SAMIR ALMUDHAFER,)

Plaintiff,) v.) Civil Action No. 3:25CV1057 (RCY))

SPOTSYLVANIA VOLUNTEER)

RESCUE SQUAD, et al.,) Defendants.) _____)

MEMORANDUM OPINION

This matter is before the Court on pro se Plaintiff Samir Almudhafer's Application to Proceed in District Court Without Prepaying Fees or Costs ("IFP Application") 1 and accompanying 126-page2 proposed Complaint. Based on the financial information contained in Plaintiff's IFP Application, the Court will grant Plaintiff leave to proceed IFP but dismiss the Complaint for non-compliance with Federal Rule of Civil Procedure 8; it will further order that Plaintiff show cause why the action should not be dismissed in its entirety.

I. LEGAL STANDARD — § 1915 SCREENING & RULE 8

When a plaintiff is granted authorization to proceed in forma pauperis, the Court is obligated, pursuant to 28 U.S.C. § 1915(e)(2), to screen the operative complaint to determine, among other things, whether the complaint states a claim on which relief may be granted. See 28 U.S.C. § 1915(e)(2) (explaining that "the court shall dismiss the case at any time if the court determines that

. . . the action . . . fails to state a claim on which relief may be granted”). A pro se 1 When a party proceeds in district court without prepaying fees or costs, it is said that the party is proceeding in forma pauperis. As such, the Court will refer to Plaintiff’s fee waiver application as an “IFP Application.” 2 The pages are themselves unnumbered (beyond the numbering assigned by the Court’s CM/ECF system) and appear out of order, see, e.g., Compl. pp. 114 (appearing to be the end of a signature block) and 115 (resuming with a partial paragraph and next numbered paragraph of 191), so the Court is unable to discern—without an expenditure of time such as Rule 8 is designed to prevent—whether there are indeed 126 discrete pages or whether the complaint should survive only when a plaintiff has set forth “enough facts to state a claim to relief that is plausible on its face.” *Bell Atl. Corp. v. Twombly*, 550 U.S. 544, 570 (2007). Although a pro se complaint is “to be liberally construed”³ and “held to less stringent standards than formal pleadings drafted by lawyers,” *Erickson v. Pardus*, 551 U.S. 89, 94 (2007) (internal quotation marks omitted), such deference “does not mean overlooking the pleading requirements under the Federal Rules of Civil Procedure,” *Bing v. Brivo Sys., LLC*, 959 F.3d 605, 618 (4th Cir. 2020), overruled on other grounds by *Britt v. Dejoy*, 45 F.4th 790, 795–96 (4th Cir. 2022). Nor does it require the Court to discern the unexpressed intent of a plaintiff or take on “the improper role of an advocate seeking out the strongest arguments and most successful strategy for a party.” *Beaudett v. City of Hampton*, 775 F.2d 1274, 1278 (4th Cir. 1985). For its part, Federal Rule of Civil Procedure 8 requires “a short and plain statement of the claim showing that the pleader is entitled to relief” and that each averment of a pleading be “simple, concise, and direct.” Fed. R. Civ. P. 8(a)(2), (e)(1). “District judges are not mind readers,” nor is their role to serve as “an advocate seeking out the strongest arguments and most successful strategies for a [pro se] party.” *Beaudett v. City of Hampton*, 775 F.2d 1274, 1278 (4th Cir. 1985). Without the guardrails of Rule 8, courts would be left to expend precious judicial resources sifting through narrative and hyperbole in an effort to identify and address the points a litigant endeavors to make, while also working to avoid the improper task of devising arguments on behalf of the 3 The Court notes that *Erickson*’s liberal-construction requirement for pro se pleadings predates the advent of artificial intelligence (“AI”) drafting tools, which are being used with increasing prevalence by pro se parties, in particular. See *Powhatan Cnty. Sch. Bd. v. Skinger*, No. 3:24-CV-874 (REP), 2025 U.S. Dist. LEXIS 104564, at *19–24 (E.D. Va. June 2, 2025) (collecting cases to illustrate the growing issue and accompanying concerns). Such tools both increase pro se litigants’ ability to draft voluminous pleadings and increase the odds that such pleadings contain fractured assertions and “hallucinated” legal propositions, which courts must wade through in construing claims. *Id.* While its analysis does not ultimately turn on this point, the Court notes that Plaintiff’s Complaint carries the hallmarks of AI drafting assistance, see Compl. p. 124 (“Prayer for Relief is stated after all counts below, following the user’s instruction for a comprehensive demand.” (emphasis added)), and it respectfully proposes that the time may be near for an exception to the *Erickson* liberal-construction rule, where a pro se individual relies on AI to draft pleadings and thus blurs the line between what is a

good faith pro se assertion of an actionable claim and what is a computer generated overly verbose litigant. See Powhatan Cnty. Sch. Bd., 2025 U.S. Dist. LEXIS 104564, at *20- 21; Holsey v. Collins, 90 F.R.D. 122, 124, 129 (D. Md. 1981) (dismissing voluminous complaint and accompanying supplemental filings where potentially cognizable claims were “obscured . . . by the employment of a ‘shotgun pleading’ technique,” and, in the interest of judicial economy, directing the pro se plaintiff to file an amended complaint “to eliminate the blunderbuss allegations so that his possibly meritorious claims can be reached”).

II. ANALYSIS

Plaintiff's Complaint is subject to dismissal for violating Federal Rule of Civil Procedure

8. Plaintiff's Complaint contains no “short and plain statement,” nor is it “concise and direct.”

Instead, the shuffled pages, convoluted and redundant narratives, and intersecting legal and doctrinal conclusions asserted by the Plaintiff give rise to a landscape where, to determine the viability of Plaintiffs claims, the Court would have to engage in the improper task of articulating essential elements and devising arguments on Plaintiffs behalf. Beaudett, 775 F.2d at 1278; Powhatan Cnty. Sch. Bd., 2025 U.S. Dist. LEXIS 104564, at *20-21. Plaintiffs Complaint is accordingly subject to dismissal on this ground alone.

Ii. CONCLUSION

Based on the foregoing, the Court will grant Plaintiff's IFP Application but dismiss the Complaint for its failure to adhere to Rule 8 and provide a short, plain, and discernable statement of the claims. In deference to Plaintiff's pro se status, however, the Court will not yet dismiss this action. Instead, Plaintiff will be ORDERED to SHOW CAUSE why this action should not be dismissed by filing an Amended Complaint addressing the deficiencies noted. An appropriate Order articulating the rulings from this Memorandum Opinion will issue. Date: January 7, 2026
Roderick C. Young Richmond, Virginia United States District Judge