

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

**KEITHEN JONES,
ADC #085316**

PLAINTIFF

v.

No. 4:13-cv-621-DPM

**MCCOY, Counselor, Quality Living/ADC;
DINO DAVIS, CEO, Quality Living Center;
KEITH CURTIS, CO/CEO, Quality Living;
DOROTHY DOE, Clinical Pro, Quality Living;
and TAWANNA GREENLOW, Counselor,
Quality Living**

DEFENDANTS

ORDER

Jones moves to proceed *in forma pauperis* in this § 1983 case. But Jones is a three-striker under the Prison Litigation Reform Act. 28 U.S.C. § 1915(g). He has filed more than three cases that were dismissed as frivolous or for failure to state a claim upon which relief may be granted. *Jones v. Banks*, 2:95-cv-17-HW; *Jones v. Roberson*, 5:96-cv-123-JMM; *Jones v. Correctional Medical Services*, 5:03-cv-87-SWW; *Jones v. Does*, 4:05-cv-1092-SWW. And he does not fall within the exception to the three-strikes provision because he does not allege that he is in imminent danger of serious physical injury. 28 U.S.C. § 1915(g).

Jones' motion to proceed *in forma pauperis*, No 1, is denied; his complaint is dismissed without prejudice. If he wishes to pursue this case, he must, within thirty days of the entry of this Order: (1) pay the full statutory filing fee of \$400, noting the case style and number; and (2) file a motion to reopen the case. The Court certifies that an *in forma pauperis* appeal from this Order and the related Judgment would not be taken in good faith. 28 U.S.C. § 1915(a)(3).

So Ordered.



D.P. Marshall Jr.
United States District Judge

14 November 2013