

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
CENTRAL DIVISION

DONALD WINNETT  
ADC # 139544

PLAINTIFF

v. **No. 4:24-cv-1032-DPM**

**JOHN FELTS, Chair, Arkansas Post Prison Transfer Board;**  
**BRENT MORGAN, Member, Arkansas Post Prison Transfer Board;** **LONA MCCASTLAIN, Director, Arkansas Post Prison Transfer Board;** **WILLIE ROBINSON, Member, Arkansas Post Prison Transfer Board;** **ANDY SHOCK, Member, Arkansas Post Prison Transfer Board;** **WENDY LYALS, Member, Arkansas Post Prison Transfer Board;** **SARAH HUCKABEE SANDERS, Governor, Arkansas;** and **DOUG SMITH, Member, Arkansas Post Prison Transfer Board**

DEFENDANTS

**ORDER**

This case is closed. Winnett's recent motions are misdirected. The proper course for him now is to appeal the Court's Judgment. The Court expresses no opinion about whether an appeal would be timely because that is for the Court of Appeals to decide.

Winnett asks the Court to waive his filing fee and to remove the

“strike” from his record. *Doc. 22.* The Court’s January 2025 Order, *Doc. 10*, explains why the Clerk of Court is collecting monthly payments from Winnett’s prison trust account. That Order also explains when the collections will cease. The Court doesn’t have discretion to waive the fee as Winnett requests. 28 U.S.C. § 1915(b). The Court cannot add or remove a “strike” from Winnett’s record, either. If Winnett moves to proceed in federal court *in forma pauperis* again, the court handling his case (whether this one or another one) will decide if he can do so in the circumstances. 28 U.S.C. § 1915(g).

Winnett wants this Court to reopen his case and then transfer it to another division in this district. *Doc. 23.* He accuses the Court of playing games. He is mistaken. The Court dismissed Winnett’s case because he failed to state a claim upon which any court could grant him relief. The Court stands by its decision. The Court has also explained why the divisional issue is a non-issue. Winnett says he will appeal. That is his right. But unless the Court of Appeals decides otherwise, Winnett’s pursuit of his case in this Court has ended.

Winnett’s motions, *Doc. 22 & 23*, are denied.

So Ordered.

  
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D.P. Marshall Jr.  
United States District Judge

11 March 2025