

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
PINE BLUFF DIVISION

ALAN DOERING  
ADC #106115

PLAINTIFF

v.

No. 5:17-cv-125-DPM-JJV

WENDY KELLEY, Director, Arkansas  
Department of Correction; GRIFFEN,  
Deputy Director, ADC; CORRECT CARE  
SOLUTIONS, Health Care Provider; JASON  
KELLEY, Health Services Administrator, Varner Unit,  
ADC; STUCKEY, Doctor; POWELL, Infirmary  
Manager; and HEATHER ALLEN, Varner Unit, ADC

DEFENDANTS

ORDER

Doering is a three-striker, a status he acknowledges. *No 4 at 1*. He appeals the Magistrate Judge's denial of *in forma pauperis* status. Relying on his HIV-positive condition, Doering says his claims – which involve alleged denial of medical care and medication – bring him within the imminent-danger exception. 28 U.S.C. § 1915(g). It's a close call. But, in the circumstances presented, the Court vacates *No 3*, grants Doering's IFP motion, *No 1*, and returns the case to the Magistrate Judge to handle payment details and screening.

So Ordered.

DP Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

6 June 2017