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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF CALIFORNIA
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8 JOSHUA TODD WOOLRIDGE,

CASE NO. 1:10-cv-01188-OWW-DLB
(PC)

9 Plaintiff,

ORDER DENYING MOTION TO PROCEED
IN FORMA PAUPERIS AND REQUIRING
PLAINTIFF TO PAY \$350.00 FILING
FEE WITHIN TWENTY (20) DAYS

10 v.

11 TALLERICO, et al.,

(ECF NO. 2)

12 Defendants.
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15 Plaintiff Joshua Todd Woolridge ("Plaintiff") is a
16 California state prisoner proceeding pro se in a civil rights
17 action pursuant to 42 U.S.C. § 1983. On July 1, 2010, Plaintiff
18 filed a motion to proceed in forma pauperis. (ECF No. 2.)

19 The Prison Litigation Reform Act provides that "[i]n no
20 event shall a prisoner bring a civil action . . . under this
21 section if the prisoner has, on 3 or more occasions, while
22 incarcerated or detained in any facility, brought an action or
23 appeal in a court of the United States that was dismissed on the
24 grounds that it is frivolous, malicious, or fails to state a
25 claim upon which relief may be granted, unless the prisoner is
26 under imminent danger of serious physical injury." 28 U.S.C. §
27 1915(g).

28 Court records reveal that pursuant to 28 U.S.C. § 1915(g),

1 Plaintiff is ineligible to proceed in forma pauperis and is
2 required to submit the filing fee in full in order to proceed
3 with this action. The Court takes judicial notice of the
4 following cases that qualify as strikes pursuant to 28 U.S.C. §
5 1915(g): *Woolridge v. San Bernardino County Dep't of Childrens*
6 *Svc. Dir., et al.*, 5:04-cv-01602-UA-MAN(C.D. Cal.) (dismissed
7 01/20/2005 for failure to state a claim); *Woolridge v. San*
8 *Bernardino County Dep't of Childrens Svc. Dir.*, 5:06-cv-01351-UA-
9 MAN(C.D. Cal.) (dismissed 01/03/2007 for failure to state a
10 claim); *Woolridge v. San Bernardino County Dep't of Childrens*
11 *Svc. Dir.*, 5:07-cv-00229-UA-DUTY (C.D. Cal.) (dismissed
12 03/20/2007 for failure to state a claim); *Woolridge v.*
13 *City/County of Riverside, et al.*, 5:08-cv-01815-UA-MAN (C.D.
14 Cal.) (dismissed 01/16/2009 for failure to state a claim);
15 *Woolridge v. City/County of Riverside, et al.*, 5:09-cv-00314-UA-
16 MAN(C.D. Cal.) (dismissed 02/23/2009 for failure to state a
17 claim); *Woolridge v. Cal. Dep't of Corr. & Rehab., et al.*, 1:09-
18 cv-00158-AWI-GSA (E.D. Cal.) (dismissed 05/15/2009 for failure to
19 state a claim); *Woolridge v. Cal. Dep't of Corr. & Rehab.*, 2:09-
20 cv-00734-JAM-GGH (E.D. Cal.) (dismissed 07/27/2009 for failure to
21 state a claim); *Woolridge v. Anwar*, 5:09-cv-01377-UA-MAN (C.D.
22 Cal.) (dismissed 07/29/2009 for failure to state a claim).

23 Plaintiff's complaint alleges that he was denied due process
24 when he was housed in a level four maximum custody level
25 facility. Plaintiff's pleading do not demonstrate he is under
26 imminent danger of serious physical injury. Plaintiff is
27 required to pay the \$350.00 filing fee before proceeding in this
28 action.

1 Accordingly, it is HEREBY ORDERED that Plaintiff's motion to
2 proceed in forma pauperis is DENIED. Plaintiff is ordered to pay
3 the \$350.00 filing fee in full within **twenty (20) days** from the
4 date of service of this order. Failure to pay the filing fee
5 will result in dismissal of this action.

6 IT IS SO ORDERED.

7 **Dated: July 7, 2010**

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE