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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

DANNY JAMES COHEA,
Plaintiff,
v.
J. FALDON et al.,
Defendants.

No. 1:16-cv-00955-DAD-EPG
ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS, DENYING
PLAINTIFF'S APPLICATIONS TO
PROCEED IN FORMA PAUPERIS, AND
REQUIRING PLAINTIFF TO PAY \$400.00
FILING FEE IN FULL WITHIN THIRTY
DAYS
(Doc. Nos. 6, 7, 8)

Plaintiff Danny Cohea is a state prisoner proceeding *pro se* with this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff commenced this action by filing his complaint on July 5, 2016. (Doc. No. 1.) On July 25, 2016, and August 3, 2016, plaintiff filed applications to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. (Doc. Nos. 6, 7.) The matter was referred to a United States magistrate judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.
On September 16, 2016, the assigned magistrate judge entered findings and recommendations, recommending that plaintiff's applications to proceed *in forma pauperis* be denied because he has suffered three strike pursuant to 28 U.S.C. § 1915(g) and does not qualify to proceed *in forma pauperis* under the imminent danger exception. (Doc. No. 8.) On October

1 14, 2016, plaintiff filed objections, of 48 pages in length, to the findings and recommendations.
2 (Doc. No. 9.)

3 In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(B) and Local Rule 304, this
4 court has conducted a *de novo* review of this case. Having carefully reviewed the entire file,
5 including plaintiff's objections, the court finds the findings and recommendations to be supported
6 by the record and proper analysis.

7 Accordingly,

- 8 1. The September 16, 2016 findings and recommendations (Doc. No. 8) are adopted in
9 full;
- 10 2. Plaintiff's applications to proceed *in forma pauperis* (Doc. Nos. 6, 7) are denied;
- 11 3. Plaintiff is required to pay the \$400.00 filing fee in full for this action, within thirty
12 days of the date of service of this order;
- 13 4. Failure to comply with this order shall result in the dismissal of this action; and
- 14 5. The Clerk of Court is directed to serve a copy of this order on the Financial
15 Department, U.S. District Court, Eastern District of California, Fresno Division.

16 IT IS SO ORDERED.

17 Dated: November 23, 2016

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20 UNITED STATES DISTRICT JUDGE

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