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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

EDDIE YOUNG,)	Case No.: 1:16-cv-1168-LJO-BAM
)	
Plaintiff,)	ORDER DENYING PLAINTIFF’S MOTION FOR
)	LEAVE TO PROCEED IN FORMA PAUPERIS
v.)	
)	(Doc. 2)
ERIC CRISANTO, et al.,)	
)	ORDER DISMISSING ACTION WITHOUT
Defendants.)	PREJUDICE TO REFILE WITH SUBMISSION
)	OF \$400.00 FILING FEE
)	
)	

Plaintiff Eddie L. Young (“Plaintiff”), a state prisoner proceeding pro se, filed this civil action on August 9, 2016. That same day, he also filed a motion for leave to proceed in forma pauperis.

Plaintiff is subject to 28 U.S.C. § 1915(g), which provides that “[i]n no event shall a prisoner bring a civil action . . . under this section if the prisoner has, on 3 or more prior occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury.”¹

¹ The Court takes judicial notice of the following cases: *Young v. Riley*, 2:02-cv-2297-LKK-DAD, Doc. 53 (collecting previously dismissed cases); *Young v. Holguin*, 1:06-cv-770-LJO-DLB, Doc. 18 (same); and *Young v. Parks*, 2:09-cv-336-GEB-GGH, Doc. 15 (same).

1 The Court has reviewed Plaintiff's complaint and his allegations do not satisfy the imminent
2 danger exception to section 1915(g). *Andrews v. Cervantes*, 493 F.3d 1047, 1055-56 (9th Cir. 2007).
3 Plaintiff makes no allegations concerning any imminent danger of serious physical injury. Therefore,
4 Plaintiff has not satisfied the exception from the three strikes bar under 28 U.S.C. § 1915(g), and must
5 pay the \$400.00 filing fee if he wishes to litigate this claim.

6 Accordingly, the Court HEREBY ORDERS as follows:

- 7 1. Plaintiff's motion for leave to proceed in forma pauperis (Doc. 2) is DENIED; and,
- 8 2. This action is DISMISSED without prejudice to re-filing accompanied by the \$400.00
9 filing fee.

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11 IT IS SO ORDERED.

12 Dated: October 5, 2016

/s/ Lawrence J. O'Neill
13 UNITED STATES CHIEF DISTRICT JUDGE
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