

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: September 19, 2016

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