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| 8 | UNITED STATES DISTRICT COURT | |
| 9 | EASTERN DISTRICT OF CALIFORNIA | |
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| 11 | BRANDON ALEXANDER FAVOR, | Case No. 1:19-cv-01325-LJO-BAM (PC) |
| 12 | Plaintiff, | ORDER ADOPTING FINDINGS AND |
| 13 | V. | RECOMMENDATIONS REGARDING DENIAL OF PLAINTIFF'S MOTION TO |
| 14 | CORCORAN STATE PRISON, et al., | PROCEED IN FORMA PAUPERIS |
| 15 | Defendants. | (ECF Nos. 2, 7) |
| 16 | | TWENTY-ONE (21) DAY DEADLINE |
| 17 | Plaintiff Brandon Alexander Favor ("Plaintiff") is a state prisoner proceeding pro se in | |
| 18 | this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff initiated this action on September | |
| 19 | 23, 2019. | |
| 20 | On September 25, 2019, the assigned Magistrate Judge issued findings and | |
| 21 | recommendations that Plaintiff's application to proceed in forma pauperis be denied pursuant to | |
| 22 | 28 U.S.C. § 1915(g) and that Plaintiff be required to pay the \$400.00 filing fee in full to proceed | |
| 23 | with this action. (ECF No. 7.) Those findings and recommendations were served on Plaintiff and | |
| 24 | contained notice that any objections thereto were to be filed within fourteen (14) days after | |
| 25 | service. (Id. at 2–3.) On October 7, 2019, Plaintiff filed objections to the findings and | |
| 26 | recommendations, together with a renewed motion to proceed in forma pauperis. (ECF Nos. 8, | |
| 27 | 9.) | |
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| 1 | In his objections, which are rambling and difficult to understand, Plaintiff presents no | |
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| 2 | grounds that warrant overturning the Magistrate Judge's findings and recommendations. Plaintiff | |
| 3 | presents arguments apparently relating to the merits of this action, and then sets forth his | |
| 4 | requested relief. Plaintiff has also attached more than 100 pages of unreferenced and | |
| 5 | unincorporated exhibits. (ECF No. 8.) None of the provided arguments or exhibits address the | |
| 6 | Magistrate Judge's findings that Plaintiff is subject to the "three strikes" bar under 28 U.S.C. | |
| 7 | § 1915(g), or that Plaintiff's allegations fail to satisfy the imminent danger exception to section | |
| 8 | 1915(g). | |
| 9 | In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(C), this Court has conducted a | |
| 10 | de novo review of the case. Having carefully reviewed the entire file, including Plaintiff's | |
| 11 | objections, the Court concludes that the Magistrate Judge's findings and recommendations are | |
| 12 | supported by the record and proper analysis. | |
| 13 | Accordingly, IT IS HEREBY ORDERED that: | |
| 14 | 1. The findings and recommendations, (ECF No. 7), issued on September 25, 2019, | |
| 15 | are adopted in full; | |
| 16 | 2. In accordance with 28 U.S.C. § 1915(g), Plaintiff's application to proceed <i>in forma</i> | |
| 17 | pauperis (ECF No. 2) is denied; and | |
| 18 | 3. Within twenty-one (21) days following the date of service of this order, Plaintiff | |
| 19 | shall pay the \$400.00 filing fee in full to proceed with this action. If Plaintiff fails | |
| 20 | to pay the filing fee within the specified time, this action will be dismissed without | |
| 21 | further notice. | |
| 22 | | |
| 23 | IT IS SO ORDERED. | |
| 24 | Dated: October 9, 2019 /s/ Lawrence J. O'Neill UNITED STATES CHIEF DISTRICT JUDGE | |
| 25 | UNITED STATES CHIEF DISTRICT JUDGE | |
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