

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JEROME L. GRIMES,	)	Nos. C 12-4551 JSW (PR)
	)	C 12-4552 JSW (PR)
	)	C 12-4816 JSW (PR)
Plaintiff,	)	C 12-4820 JSW (PR)
	)	C 12-4821 JSW (PR)
	)	C 12-4822 JSW (PR)
v.	)	C 12-4896 JSW (PR)
	)	C 12-4897 JSW (PR)
	)	C 12-4898 JSW (PR)
KING SECURITY SERVICES, et al.,	)	
	)	<b>ORDER OF DISMISSAL</b>
Defendants.	)	
_____	)	

Over the course of approximately three weeks, Plaintiff, an inmate in the San Mateo County Jail and frequent litigator in this Court, filed these nine pro se civil rights cases. On May 18, 2000, this Court informed Plaintiff that under the "three-strikes" provisions of 28 U.S.C. § 1915(g) he generally is ineligible to proceed *in forma pauperis* in federal court with civil actions filed while he is incarcerated. *See Grimes v. Oakland Police Dept.*, C 00-1100 CW (Order Dismissing Complaint, 5/18/00). Since then, Plaintiff has continued to file hundreds of civil actions seeking *in forma pauperis* status. With respect to each action filed, the Court conducts a preliminary review to assess the nature of the allegations and to determine whether Plaintiff alleges facts which bring him within the "imminent danger of serious physical injury" exception to § 1915(g). In the past, Plaintiff has routinely been granted leave to amend to pay the full filing fee and to state cognizable claims for relief, but he has habitually failed to do so. For example, in 2003 alone Plaintiff's failure to comply resulted in the dismissal of approximately thirty-six actions under § 1915(g).


1 In accord with this ongoing practice, the Court has reviewed the allegations in the  
2 present actions and finds that Plaintiff alleges no facts which bring him within the  
3 "imminent danger" clause. Succinctly put, these actions challenge the validity of the  
4 arrest and criminal charges which led to his current incarceration. As has been explained  
5 to Plaintiff countless times, such claims are barred under *Heck v. Humphrey*, 512 U.S.  
6 477 (1994) (state prisoner's § 1983 complaint for damages which implies invalidity of  
7 conviction or sentence must be dismissed unless plaintiff demonstrates conviction or  
8 sentence has already been invalidated). Therefore, it would be futile to grant Plaintiff  
9 leave to amend. And even if Plaintiff did amend, he would be required to pay the  
10 \$350.00 filing fee, which he has never done.

11 Accordingly, this action is DISMISSED without prejudice under § 1915(g). The  
12 applications to proceed *in forma pauperis* are DENIED. No fee is due. If Plaintiff is so  
13 inclined, he may bring his claims in a new action accompanied by the \$350.00 filing fee.  
14 In any event, the Court will continue to review under § 1915(g) all future actions filed by  
15 Plaintiff while he is incarcerated in which he seeks *in forma pauperis* status.

16 The Clerk of the Court shall CLOSE the file and TERMINATE all pending  
17 motions.

18 IT IS SO ORDERED.

19 DATED: October 4, 2012

20   
21 \_\_\_\_\_  
22 JEFFREY S. WHITE  
23 United States District Judge  
24  
25  
26  
27  
28

1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA  
4

5 JEROME L GRIMES,  
6 Plaintiff,

Case Number: CV12-04551 JSW

7 **CERTIFICATE OF SERVICE**

8 v.


9 JOHN DOE et al,  
10 Defendant.

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District  
12 Court, Northern District of California.

13 That on October 4, 2012, I SERVED a true and correct copy(ies) of the attached, by placing  
14 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by  
15 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office  
16 delivery receptacle located in the Clerk's office.

16 Jerome L. Grimes 12675072  
17 A-4, 9 bunk  
18 San Francisco County Jail #1  
19 850 Bryant Street  
20 San Francisco, CA 94103

21 Dated: October 4, 2012

  
22 Richard W. Wieking, Clerk  
23 By: Jennifer Ottolini, Deputy Clerk  
24  
25  
26  
27  
28

1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA  
4

5 JEROME L GRIMES,  
6 Plaintiff,

7 v.

8 DR BRIAN SCEMENSKY et al,  
9 Defendant.  
10 \_\_\_\_\_/

Case Number: CV12-04552 JSW  
CV12-04816 JSW  
CV12-04820 JSW  
CV12-04821 JSW  
CV12-04822 JSW  
CV12-04896 JSW  
CV12-04897 JSW  
CV12-04898 JSW


11 **CERTIFICATE OF SERVICE**

12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District  
13 Court, Northern District of California.

14 That on October 4, 2012, I SERVED a true and correct copy(ies) of the attached, by placing  
15 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by  
16 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office  
17 delivery receptacle located in the Clerk's office.

18 Jerome L. Grimes  
19 1 Moreland Drive  
#12675072  
San Bruno, CA 94066

20 Dated: October 4, 2012

21   
Richard W. Wieking, Clerk  
By: Jennifer Ottolini, Deputy Clerk  
22  
23  
24  
25  
26  
27  
28