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

JEROME L. GRIMES,	)	No. C 13-2177 JSW (PR)
Plaintiff,	)	<b>ORDER OF DISMISSAL</b>
v.	)	(Docket No. 3)
FRISHMAN, et al.,	)	
Defendants.	)	

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Plaintiff, an inmate in the Napa State Hospital and frequent litigator in this Court, has recently filed this pro se civil rights case. 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 rights 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).

In accord with this ongoing practice, the Court has reviewed the allegations in the


1 present action and finds that Plaintiff alleges no facts which bring him within the  
2 "imminent danger" clause. The complaint is unintelligible insofar as it sets forth  
3 nonsensical or inherently implausible allegations such as "illegal telephone tooth and  
4 imp chips terrorism, and, conflict of interest, and alcoholism while trying to practice  
5 psychiatry medical profession." On numerous occasions, Plaintiff has been informed  
6 that allegations such as these do not establish imminent danger. Therefore, it would be  
7 futile to grant Plaintiff leave to amend.

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

13 The Clerk of the Court shall close the files and terminate all pending motions in  
14 the cases listed in the caption of this order.

15 IT IS SO ORDERED.

16 DATED: June 28, 2013

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19 JEFFREY S. WHITE  
20 United States District Judge  
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1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA  
4

5 JEROME GRIMES,

6 Plaintiff,

7 v.

8 MARTIN et al,

9 Defendant.  
10 \_\_\_\_\_/

Case Number: CV13-02177 JSW

**CERTIFICATE OF SERVICE**

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 June 28, 2013, I SERVED a true and correct copy(ies) of the attached, by placing said  
14 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing  
15 said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery  
16 receptacle located in the Clerk's office.

17 Jerome L. Grimes  
18 Napa State Hospital  
19 #206586-0/ Unit Q-1 & 2  
20 2100 Napa Vallejo Highway  
21 Napa, CA 94558

22 Dated: June 28, 2013



Richard W. Wieking, Clerk  
By: Jennifer Ottolini, Deputy Clerk

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