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5 IN THE UNITED STATES DISTRICT COURT
6
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

8 JEROME L. GRIMES,

9 Plaintiff,

10 v.

11
12 DEPUTY CERBONE, et al.,

13 Defendants.

) No. C 13-4348 JSW (PR)

) **ORDER OF DISMISSAL**

14
15 Plaintiff, an inmate in the San Francisco County Jail and frequent litigator in this
16 Court, has recently filed this pro se civil rights case. On May 18, 2000, this Court
17 informed Plaintiff that under the "three-strikes" provisions of 28 U.S.C. § 1915(g) he
18 generally is ineligible to proceed *in forma pauperis* in federal court with civil actions
19 filed while he is incarcerated. *See Grimes v. Oakland Police Dept.*, C 00-1100 CW
20 (Order Dismissing Complaint, 5/18/00). Since then, Plaintiff has continued to file
21 hundreds of civil rights actions seeking *in forma pauperis* status. With respect to each
22 action filed, the Court conducts a preliminary review to assess the nature of the
23 allegations and to determine whether Plaintiff alleges facts which bring him within the
24 "imminent danger of serious physical injury" exception to § 1915(g). In the past,
25 Plaintiff has routinely been granted leave to amend to pay the full filing fee and to state
26 cognizable claims for relief, but he has habitually failed to do so. For example, in 2003
27 alone Plaintiff's failure to comply resulted in the dismissal of approximately thirty-six
28 actions under § 1915(g).


1 In accord with this ongoing practice, the Court has reviewed the allegations in the
2 present action and finds that Plaintiff alleges no facts which bring him within the
3 “imminent danger” clause. The complaint makes a number of highly implausible or
4 unintelligible allegations, which, as Plaintiff has been informed on numerous occasions,
5 do not establish imminent danger nor do they state cognizable claims for relief.
6 Therefore, it would be futile to grant Plaintiff leave to amend.

7 Accordingly, this case is DISMISSED without prejudice under § 1915(g). If
8 Plaintiff is so inclined, he may bring his claims in a new action accompanied by the
9 \$400.00 filing fee. In any event, the Court will continue to review under § 1915(g) all
10 future actions filed by Plaintiff while he is incarcerated in which he seeks *in forma*
11 *pauperis* status.

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

14 IT IS SO ORDERED.

15 DATED: October 3, 2013

16 
JEFFREY S. WHITE
United States District Judge

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

5 JEROME GRIMES,

Case Number: CV13-04348 JSW

6 Plaintiff,

CERTIFICATE OF SERVICE

7 v.

8 BALIFF et al,


9 Defendant.
10 _____/

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 3, 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 San Francisco County Jail
19 1 Moreland Drive
20 #122233182
21 San Bruno, CA 94066

22 Dated: October 3, 2013


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