

E-Filed 9/22/14

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2
3 UNITED STATES DISTRICT COURT
4 NORTHERN DISTRICT OF CALIFORNIA
5 SAN FRANCISCO DIVISION
6

7 IN RE WILLIE WEAVER,
8 Plaintiff.

No. C 14-3966 RS (PR)
No. C 14-4014 RS (PR)

ORDER OF DISMISSAL;

**ORDER DENYING LEAVE TO
PROCEED IN FORMA PAUPERIS**

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10 _____ /
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12 Plaintiff alleges in both civil rights actions that bad air is causing him to cough
13 himself awake at night. These claims have been raised in other actions and have been
14 dismissed, e.g., *Weaver v. First Watch, et al.*, 14-cv-00005-RS (dismissed for failure to state
15 a claim), *Weaver v. First Watch, et al.*, 14-cv-00453-RS (same), *Weaver v. First Watch, et*
16 *al.*, 14-cv-00685-RS (dismissed as duplicative), *Weaver v. Sleep Deprivation, et al.*,
17 14-cv-01172-RS (same), and *Weaver v. First Watch*, 14-cv-02493-RS (same). Accordingly,
18 these civil rights actions are DISMISSED with prejudice as duplicative. *Adams v. Cal. Dept.*
19 *of Health Services*, 487 F.3d 684, 688 (9th Cir. 2007). His applications to proceed *in forma*
20 *pauperis* (Docket No. 3) are DENIED because the action is frivolous, the claims having been
21 raised and rejected in other actions. *Tripati v. First Nat. Bank & Trust*, 821 F.2d 1368, 1370
22 (9th Cir. 1987). In each action, the Clerk shall enter judgment in favor of defendants,
23 terminate Docket No. 3, and close the file.

24 **IT IS SO ORDERED.**

25 DATED: September 22, 2014

26 
27 RICHARD SEEBORG
28 United States District Judge

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