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2 UNITED STATES DISTRICT COURT
3 NORTHERN DISTRICT OF CALIFORNIA
4

5 STEVEN WAYNE BONILLA,
6 Plaintiff,

7 v.

8 CALIFORNIA ATTORNEY GENERAL
9 et. al.,
10 Defendants.

Case Nos. [22-cv-4316-PJH](#)
[22-cv-4347-PJH](#)

**ORDER DISMISSING MULTIPLE
CASES WITH PREJUDICE**

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12 Plaintiff, a state prisoner, has filed multiple pro se civil rights complaints under 42
13 U.S.C. § 1983. Plaintiff is a condemned prisoner who also has a pending federal habeas
14 petition in this court with appointed counsel. See *Bonilla v. Ayers*, Case No. 08-0471
15 YGR. Plaintiff is also represented by counsel in state court habeas proceedings. See *In*
16 *re Bonilla*, Case No. 20-2986 PJH, Docket No. 1 at 7.

17 Plaintiff presents nearly identical claims in these actions. He names as
18 defendants several state officials and seeks relief regarding his underlying conviction or
19 how his other cases were handled by the state and federal courts.

20 To the extent that plaintiff seeks to proceed *in forma pauperis* (IFP) in these cases,
21 he has been disqualified from proceeding IFP under 28 U.S.C. § 1915(g) unless he is
22 “under imminent danger of serious physical injury” at the time he filed his complaint. 28
23 U.S.C. 1915(g); *In re Steven Bonilla*, Case No. 11-3180 CW; *Bonilla v. Dawson*, Case
24 No. 13-0951 CW.

25 The allegations in these complaints do not show that plaintiff was in imminent
26 danger at the time of filing. Therefore, he may not proceed IFP. Moreover, even if an
27 IFP application were granted, his lawsuits would be barred under *Heck v. Humphrey*, 512
28 U.S. 477, 486-87 (1994), *Younger v. Harris*, 401 U.S. 37, 43-54 (1971), *Demos v. U.S.*

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District Court, 925 F.2d 1160, 1161-62 (9th Cir. 1991) or *Mullis v. U.S. Bankruptcy Court*, 828 F.2d 1385, 1393 (9th Cir. 1987). Accordingly, the cases are dismissed with prejudice.

The clerk shall terminate all pending motions and close these cases. The clerk shall return, without filing, any further documents plaintiff submits in these closed cases.

IT IS SO ORDERED.

Dated: July 29, 2022

/s/ Phyllis J. Hamilton
PHYLLIS J. HAMILTON
United States District Judge