

Cir. Apr. 14, 2009); *Fourstar v. Ness*, No. 4:05-cv-108 (D. Mont. Apr. 26, 2006) (dismissing complaint for failure to state a claim upon which relief can be granted and assessing one “strike”), *aff’d*, 276 F. App’x 661 (9th Cir. 2008); *see also Fourstar v. Eckroth*, 512 F. App’x 127 (3d Cir.) (per curiam) (affirming denial of motion to proceed *in forma pauperis* under § 1915(g) and dismissal of civil rights complaint), *cert. denied*, 134 S. Ct. 263 (2013); *Fourstar v. Costell*, No. 14-cv-00957, 2014 WL 4826753 (S.D. Ill. Sept. 29, 2014) (denying motion to proceed *in forma pauperis* under § 1915(g)). Because the plaintiff does not allege that he is in imminent danger of serious physical injury, he has not qualified for the imminent danger exception.

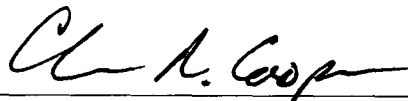
Accordingly, it is hereby

ORDERED that the plaintiff’s application to proceed *in forma pauperis* is DENIED pursuant to 28 U.S.C. § 1915(g); it is

FURTHER ORDERED that this action is DISMISSED.

This is a final appealable Order.

SO ORDERED.



United States District Judge

DATE: *January 16, 2015*