

slow.¹ Plaintiff then authorizes the prison to mail a copy of his prison trust account statement to the court, and to disburse partial payments to the court pursuant to 28 U.S.C. § 1915(b) (detailing the procedures for deducting payment when a prisoner is granted *in forma pauperis* status). Plaintiff provides no reason for the court to reconsider its two decisions to deny *in forma pauperis* status, Doc. Nos. 3, 7, or its decision to deny waiver of fees for him as a veteran, Doc. No. 7. Plaintiff apparently misunderstands the import of these decisions.

Plaintiff may not proceed *in forma pauperis* in this action because he has accrued more than three strikes pursuant to 28 U.S.C. § 1915(g) and he does not claim that he is in imminent danger of serious physical injury. The time has passed for reopening this case by submitting full payment of the filing fee. Plaintiff may raise his claims in a new action at any time with

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¹ Mail from Plaintiff has taken an average of four days to reach the court. Plaintiff was also aware of the twenty-eight day deadline no later than November 16, 2014, the day he gave his second *in forma pauperis* request and waiver of fees motion to prison authorities for mailing to the court. See Doc. No. 5-1 (mailing documents).

concurrent payment of the **\$400.00** filing fee.² Plaintiff's Motion for Reconsideration is DENIED.

Plaintiff's Motions are DENIED.

IT IS SO ORDERED.

DATED: Honolulu, Hawaii, December 8, 2014.



/s/ Susan Oki Mollway
Susan Oki Mollway
Chief United States District Judge

Villanueva v. Hoffman, 1:14-cv-00461 SOM/KSC; PSA/2014recon/Villanueva 14-461(dny);
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² Plaintiff complains that the court failed to inform him of the cost for initiating a civil action. The October 16, 2014, Dismissal Order clearly states: "Villanueva may . . . reassert his claims in a new action with concurrent payment of the \$400.00 filing fee." Doc. No. 3, PageID #36.