

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

DONNIE D. WHITE,)	
)	
Plaintiff,)	
)	
vs.)	CIVIL NO. 08-cv-633-GPM
)	
ROGER E. WALKER, JR., <i>et al.</i> ,)	
)	
Defendants.)	

MEMORANDUM AND ORDER

MURPHY, District Judge:

The Court denied Plaintiff's motion to proceed *in forma pauperis* in this action, finding that he had accumulated three or more strikes (*see* Doc. 7). Now before the Court is Plaintiff's motion challenging that decision (Doc. 12). In his motion, he argues that the Court should not count as a strike those cases in which only some of his claims were dismissed for failure to state a claim. However, the Seventh Circuit disagrees, as the Court explained in that earlier order. *See George v. Smith*, 507 F.3d 605, 607-08 (7th Cir. 2007); *Boriboune v. Berge*, 391 F.3d 852, 855 (7th Cir. 2004). Accordingly, the instant motion is **DENIED**. As previously granted, Plaintiff is reminded that he has through and including January 10, 2009, to pay the full \$350 filing fee for this action.

Also before the Court is Plaintiff's motion for directions instanter (Doc. 11), which seems to seek additional time to file his amended complaint. That amended complaint was filed on October 30, 2008; therefore, this motion is **MOOT**.

IT IS SO ORDERED.

DATED: 11/14/08

s/ *G. Patrick Murphy*
G. PATRICK MURPHY
United States District Judge