

II.

In some circumstances, the plaintiff would at this point be given a period of time in which to pay the filing fee. But not here. "A litigant who knows that he has accumulated three or more frivolous suits or appeals must alert the court to that fact." *Ammons v. Gerlinger*, 547 F.3d 724, 725 (7th Cir. 2008) (citing *Sloan v. Lesza*, 181 F.3d 857, 858-59 (7th Cir. 1999)). The plaintiff did not do so, opting instead to mislead the court as to his eligibility to proceed *in forma pauperis*. The consequence is clear:

An effort to bamboozle the court by seeking permission to proceed *in forma pauperis* after a federal judge has held that §1915(g) applies to a particular litigant will lead to immediate termination of the suit.

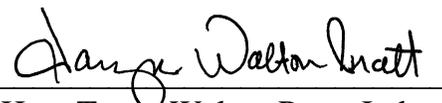
Sloan, 181 F.3d at 859.

The plaintiff commenced the litigation under false pretenses. The only appropriate action in these circumstances is the immediate termination of the suit. The dismissal shall be without prejudice.

Judgment consistent with this Entry shall now issue.

IT IS SO ORDERED.

Date: 09/07/2011



Hon. Tanya Walton Pratt, Judge
United States District Court
Southern District of Indiana

Distribution:

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