

- *Clyde E. Harper v. Scott A. Calkins*, [No.8:04CV536](#) (D. Neb.), dismissed for failure to state a claim upon which relief may be granted on October 25, 2004.
- *Clyde E. Harper v. Judge Coffey*, [No.4:15CV3033](#) (D. Neb.), dismissed for failure to state a claim upon which relief may be granted on July 20, 2015.

Plaintiff has not shown that he is in imminent danger of serious physical injury.

Accordingly, Plaintiff has until June 15, 2017, to show cause why this matter should not be dismissed pursuant to 28 U.S.C. §1915(g). Alternatively, Plaintiff may pay the full \$400.00 filing fee no later than June 15, 2017. In the absence of good cause shown or the payment of the full filing fee, Plaintiff's Complaint and this matter will be dismissed without further notice.

IT IS ORDERED:

1. The court's memorandum and order entered April 4, 2017 (Filing No. [9](#)), is set aside and vacated. The clerk of the court shall notify Plaintiff's institution to stop collecting partial filing fee payments and shall remit any funds already collected pursuant to the vacated order.
2. Plaintiff's motion for leave to proceed in forma pauperis (Filing No. [6](#)) is denied.
3. Plaintiff has until June 15, 2017, to either show cause why this case should not be dismissed pursuant to 28 U.S.C. §1915(g) or pay the full \$400.00 filing fee. In the absence of either action by Plaintiff, this matter will be dismissed without further notice.
4. The clerk of the court is directed to set a pro se case management deadline in this matter with the following text: June 15, 2017: Deadline for Plaintiff to show cause or pay full filing fee.

DATED this 16th day of May, 2017.

BY THE COURT:

s/ Richard G. Kopf
Senior United States District Judge