Keyes v. Berkowitz et al

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UNITED STATES DISTRICT COURT	
EASTERN DISTRICT OF NEW YORK	
X	
KEYSEAN L. KEYES,	

U.S. DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
LONG ISLAND OFFICE

KEYSEAN L. KEYES,		LONG ISLAN
	Plaintiff,	ODDED
-against-		ORDER 16-CV-7041(JMA)(SIL)
MERYL BERKOWITZ, $\underline{\text{et}}$	<u>al.</u> ,	
	Defendants.	
KEYSEAN L. KEYES,	A	
	Plaintiff,	
-against-		16-CV-7042(JMA)(SIL)
MERYL BERKOWITZ, $\underline{\text{et}}$	<u>al.</u> ,	
	Defendants.	
KEYSEAN L. KEYES,	Λ	
	Plaintiff,	
-against-		17-CV-0181(JMA)(SIL)
RONALD LUNGO, et al.,		
	Defendants.	
AZRACK, United States I		

By Order dated June 30, 2017 (the "Order"), the Court denied the applications of <u>pro se</u> plaintiff Keysean L. Keyes ("plaintiff"), a frequent filer in this Court, to proceed <u>in forma pauperis</u> in these cases because plaintiff has already had more than three <u>in forma pauperis</u> complaints <u>sua sponte</u> dismissed as frivolous and/or for failure to state a claim upon which relief may be granted pursuant to 28 U.S.C. §§ 1915(e)(2(B)(i)-(ii). <u>See Keyes v. Nassau Cty. Ct. and Sup. Ct., et al., 16-CV-4016; Keyes v. Sullivan, 16-CV-4989; Keyes v. Nassau Cty. Sheriff's Dep't,</u>

et al., 16-CV-5482; Keyes v. Nassau Cty. Corr. Facility, et al., 16-CV-5483; Keyes v. The District

Att'y, et al., 16-CV-5484; Keyes v. The People of the State of N.Y., and 16-CV-5485; and Keyes

v. Sullivan, et al., 16-CV-5486 (all dismissed pursuant to 28 U.S.C. §§ 1915(e)(2)(b) and 1915A(b)

for failure to allege a plausible claim for relief).

Plaintiff was directed to pay the \$350 filing fee for each of these complaints within fourteen

(14) days of the date of the Order. The Order warned plaintiff that a "[f]ailure to do so will lead

to the dismissal of her claims without further notice and judgment shall enter in each case." See

Order, Docket Entry No. 7 in 16-CV-7041 and 16-CV-7042; Docket Entry No. 10 in 17-CV-181.)

To date, plaintiff has not paid the filing fees, nor has she otherwise communicated with the Court

about these cases. Accordingly, the complaints are dismissed without prejudice and the Clerk of

the Court shall enter judgment and mail a copy of this Order to the plaintiff at her last known

address.

The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this Order

would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose

of any appeal. See Coppedge v. United States, 369 U.S. 438, 444–45 (1962).

SO ORDERED.

Date: July 20, 2017

Central Islip, New York

/s/ (JMA)

Joan M. Azrack

United States District Judge

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