



Mar. 13, 2000), all of which were cited by the Magistrate Judge in her Report at issue here. The Court further observes that when Plaintiff failed to comply with the Fifth Circuit's order above, that appeal was dismissed.

Because Plaintiff has three strikes as determined by the Fifth Circuit, this Court need not consider whether the other cases the Magistrate Judge cited were properly counted as strikes. The record clearly shows that he has three, as found by the Fifth Circuit, and that is all that is required to trigger operation of the "three strikes" bar of 28 U.S.C. § 1915(g).

The Court has conducted a careful *de novo* review of the pleadings in this case, the Report of the Magistrate Judge, the Plaintiff's objections thereto, and all other documents, and records in the case. Upon such *de novo* review, the Court has concluded that the Report of the Magistrate Judge is correct and that the Plaintiff's objections are without merit and are overruled. It is accordingly

**ORDERED** that Plaintiff's objections are **OVERRULED** and the Report of the Magistrate Judge is **ADOPTED** as the opinion of the District Court. It is further

**ORDERED** that the above-styled civil case be and hereby is **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. § 1915(g). It is further

**ORDERED** that any and all other motions that may be pending in this civil action are hereby **DENIED**. Finally, it is

**ORDERED** that the Clerk shall provide a copy of this opinion to the Administrator of the Three-Strikes List for the Eastern District of Texas.

**So ORDERED and SIGNED this 1st day of February, 2013.**

A handwritten signature in black ink, appearing to read 'Leonard Davis', written over a horizontal line.

**LEONARD DAVIS**  
**UNITED STATES DISTRICT JUDGE**