

Angelina County defense attorney alleging due process violations and denial of access to courts. Specifically, plaintiff complains that he is being denied his trial transcript. Plaintiff clearly makes no allegation of imminent danger in this action.

As outlined in the Report and Recommendation, plaintiff is a serial litigant and has incurred more than 3 strikes. As such, 28 U.S.C. § 1915(g) prohibits prisoners from repeatedly filing frivolous or malicious complaints and states:

In no event shall a prisoner bring a civil action or appeal a judgment in a civil action [in forma pauperis] . . . if the prisoner has, on three or more occasions . . . brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury.

28 U.S.C. § 1915(g). Plaintiff has yet to pay the full \$400.00 filing fee.¹

ORDER

Accordingly, plaintiff's objections are **OVERRULED**. The findings of fact and conclusions of law of the Magistrate Judge are correct, and the report of the Magistrate Judge is **ADOPTED**. Plaintiff has thirty (30) days from entry below to pay the full \$400.00 filing fee. Plaintiff is advised that no further extensions will be granted.

So **ORDERED** and **SIGNED January 7, 2019**.



Ron Clark, Senior District Judge

¹Plaintiff has paid \$70.08 to date.