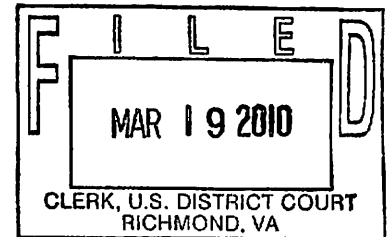


IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division



**CURTIS LEON TAYLOR, SR.,**

Plaintiff,

v.

Civil Action No. **3:10CV45**

**TIMOTHY M. CAINE, et al.,**

Defendants.

**MEMORANDUM OPINION**

Plaintiff, a Virginia inmate, submitted this action and requested leave to proceed *in forma pauperis*. The pertinent statute provides:

In no event shall a prisoner bring a civil action [*in forma pauperis*] if the prisoner has, on 3 or more prior occasions, while incarcerated or detained in any facility, 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 at least three actions or appeals that were dismissed as frivolous, malicious, or for failure to state a claim upon which relief could be granted. *See Taylor v. Mardavich*, No. 02-6009 (4th Cir. Apr. 9, 2002) (denying *in forma pauperis* status).

The allegations of Plaintiff's complaint did not demonstrate that he "is under imminent danger of serious physical injury." 28 U.S.C. § 1915.

Accordingly, by Memorandum Order entered on February 23, 2010, the Court denied Plaintiff's request to proceed *in forma pauperis* and directed Plaintiff to pay the full filing fee within eleven (11) days of the date of entry thereof.

