

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
TERRE HAUTE DIVISION**

DONTE R. HARRIS,)	
)	
Plaintiff,)	
)	
vs.)	Case No. 2:14-cv-0152-JMS-MJD
)	
FED. BUREAU OF PRISONS, et al.,)	
)	
Defendants.)	

Entry Directing Plaintiff to Pay Filing Fee or Demonstrate Exception Applies

The plaintiff has failed to either pay the \$400.00 filing fee or seek leave to proceed *in forma pauperis*. The plaintiff has acquired three or more “strikes” through having litigation to which he was a party in a federal court dismissed for failure to state a claim upon which relief could be granted or as frivolous. *See Harris v. United States*, 1:05-cv-2492-RDB (D.Md. Oct. 6, 2005) (dismissed failure to state a claim); *Harris v. United States*, 1:06-cv-2065-WMN (D.Md. Aug. 16, 2006) (dismissed failure to state a claim); *Harris v. United States District Court*, 1:06-cv-2281-WMN (D. Md. Sept. 7, 2006) (dismissed failure to state claim); *Harris v. Warden*, 1:06-cv-3073-WMN (D. Md. Dec. 6, 2006) (dismissed failure to state a claim); *Harris v. Warden*, 1:06-cv-3074-WMN (D.Md. Dec. 7, 2006) (dismissed failure to state a claim); *Harris v. United States*, 1:07-cv-189-WMN (D. Md. Jan. 30, 2007) (dismissed failure to state a claim); *Harris v. United States*, 1:07-cv-266-WMN (D.Md. Feb. 7, 2007) (failure to state a claim); *Harris v. United States*, 7:07-cv-239 (W.D. Va. May 8, 2007) (failure to state a claim).

Prisoner plaintiffs are required to report their own strikes. “A litigant who knows that he has accumulated three or more frivolous suits or appeals must alert the court to that fact.” *See Sloan v. Lesza*, 181 F.3d 857, 858-59 (7th Cir. 1999). “An effort to bamboozle the court by seeking permission to proceed *in forma pauperis* after a federal judge has held that §1915(g) applies to a particular litigant will lead to immediate termination of the suit.

The plaintiff does not have the option of seeking leave to proceed *in forma pauperis* because he failed to report his strikes when he filed this action. The plaintiff shall have **through June 30, 2014**, in which to either **pay the \$400.00 filing fee** or **demonstrate that the exception** that he “is under imminent danger of serious physical injury” **applies**. Mere speculation will not suffice in showing that the exception applies. Failure to pay the filing fee or demonstrate that the exception applies will result in the dismissal of the action without prejudice.

IT IS SO ORDERED.

Date: _____

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