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General Docket
Third Circuit Court of Appeals

Court of Appeals Docket #: 04-4209	Docketed: 11/04/2004
Nature of Suit: 3555 Prison Condition	Termed: 05/02/2005
Jones v. Beard, et al	
Appeal From: U.S. District Court for the District of Pennsylvania Western	
Fee Status: PLRA	

Case Type Information:

- 1) civil
- 2) private
- 3) Civil Rights-prisoner

Originating Court Information:

District: 0315-2 : 03-cv-00528	
District Judge: Gary L. Lancaster, U.S. District Judge	
Date Filed: 04/16/2003	
Date Order/Judgment: 10/01/2004	Date NOA Filed: 10/26/2004

12/01/2004	MOTION by Appellant George Jones to proceed in forma pauperis, filed. Answer due 12/6/04. Certificate of Service dated 11/22/04. (DMM)
12/01/2004	IN FORMA PAUPERIS PRISONER ADDENDUM, filed. (DMM)
12/01/2004	IN FORMA PAUPERIS PRISONER AUTHORIZATION, filed. (DMM)
12/01/2004	PRISONER ACCOUNT STATEMENT, filed. (DMM)
12/01/2004	MOTION by Appellant George Jones demonstrating imminent danger, filed. Answer due 12/6/04. Certificate of Service dated 11/22/04. (DMM)
03/23/2005	ORDER (Sloviter, Nygaard, Authoring Judge and Fuentes, Circuit Judges) denying the foregoing motion to proceed in forma pauperis. Appellant, while incarcerated, has had at least three prior civil actions or appeals dismissed as frivolous, including: Jones v. Bitner, C.A. No. 03-4562, Jones v. Bitner, W.D. Pa. Civ. No. 03-cv-01137, Jones v. Ct. of Common Pleas, C.A. No. 95-3476, and Jones v. Ct. of Common Pleas, W.D. of Pa Civ. No. 95-00321. Appellant alleges that he is "under imminent danger of serious physical injury," 28 U.S.C. section 1915(g). We conclude that Appellant's allegations of imminent danger are insufficient under the standards of Abdul-Akbar v. McKelvie, 239 F.3d 307, 313 (3d Cir. 2001)(en banc). Appellant shall pay to the District Court the entire filing and docketing fee of \$255.00 within 14 days of the date of this Order. Failure to pay the fees within that time will result in the dismissal of this appeal. See 3d Cir. LAR 107.1(a), filed. APS-147 (DMM)
03/23/2005	Certified copy of order to Lower Court. (DMM)
05/02/2005	CLERK ORDER (LAR 3.3 and LAR Misc 107.1(a)): Procedurally Terminated Without Judicial Action; Default. (DMM)
05/02/2005	Certified copy of order to Lower Court. (DMM)
05/03/2005	RECORD RETURNED. (LM)

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