

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

STEVEN WAYNE FELDMANN,

Plaintiff,

ORDER

v.

13-cv-154-wmc

STATE OF WISCONSIN, *et al.*,

Defendants.

Dane County Jail inmate Steven Wayne Feldmann filed this lawsuit pursuant to 42 U.S.C. § 1983, alleging civil rights violations by the State of Wisconsin, Governor Scott Walker, the State Capitol Police, the City of Milwaukee Police Department, the Madison Public Library, the Dane County Sheriff's Department, and the "State Department." The case was dismissed on April 10, 2013, after Feldmann failed to pay the initial partial filing fee assessed by this court in compliance with the Prison Litigation Reform Act ("PLRA"), 28 U.S.C. § 1915(b), which governs the complaint in this case. Feldmann has now filed a motion to reinstate this case, as well as ten others that were dismissed previously by this court. Feldmann also asks the court to waive filing fees in all of his cases. The motions will be denied for reasons set forth briefly below.

Several months ago, Feldmann filed ten lawsuits against two other federal district courts, several federal agencies, President Barak Obama and various other federal officials, a number of banks, common carriers, insurance companies, satellite or cable-TV providers, ESPN and other privately-run entities, as well as several states, including California, Arizona,

Arkansas, Nevada, Texas and Wisconsin.¹ On December 28, 2012, this court dismissed all ten of these lawsuits for lack of subject matter jurisdiction. The court found, in the alternative, that dismissal was appropriate in each of these cases because the complaints were frivolous and failed to state a claim upon which relief could be granted for purposes of 28 U.S.C. § 1915(e).

Feldmann did not pursue an appeal from this dismissal order with respect to any of his previous cases and provides no basis for relief here from the final judgment entered in those cases. Likewise, Feldman offers no explanation for his failure to comply with the PLRA in this case, nor does he otherwise allege facts showing that he is unable to pay the initial partial filing fee. Accordingly, Feldmann's pending motions will be denied.

As with his filings in previously-dismissed cases in this and other district courts, Feldman's pleadings here feature incoherent, rambling allegations of a retaliatory conspiracy. The court warned Feldmann that he would face sanctions if he continued abusing judicial resources with repetitive, frivolous filings. *See Feldmann v. George D. Lloyd Federal Building et al.*, Nos. 12-cv-912, 927-935 (W.D. Wis. Dec. 28, 2012). A copy of that written warning was hand-delivered to Feldmann by clerk's office personnel.

Based on the pleadings and motions filed in this case, Feldman has obviously failed to heed the court's warning and leaves this court no option but to impose sanctions. *See Homola*

¹ Those lawsuits included the following: *Feldmann v. George D. Lloyd Federal Building et al.*, No. 12-cv-912-wmc; *Feldmann v. The White House, President Barak Obama, State of California, State of Arkansas, and State of Texas*, No. 12-cv-927-wmc; *Feldmann v. United States Treasury Department, Wells Fargo, Bank of America, and U.S. Bank Debit Express Master Card*, No. 12-cv-928-wmc; *Feldmann v. White House, President Barak Obama, State of Nevada, State of Wisconsin, and State of Arizona*, No. 12-cv-929-wmc; *Feldmann v. Greyhound Bus Lines, Los Piasino Bus Lines, and Americanos Bus Lines*, No. 12-cv-931-wmc; *Feldmann v. State of California, State of Wisconsin, Badger Bus Lines, DirecTV, and PowerMax, Inc.*, No. 12-cv-932-wmc; *Feldmann v. United States Treasury Department and Direct Express/Mastercard*, No. 12-cv-934-wmc; and *Feldmann v. State of California, et al.*, No. 12-cv-935-wmc.

v. McNamara, 59 F.2d 647, 651 (7th Cir. 1995) (emphasizing that the judicial system cannot and need not “tolerate litigants who refuse to accept adverse decisions”). In the future, any motions, complaints or other materials he files in this district will be docketed and sent to chambers for review. If his submissions seem to have some plausible merit, they will be addressed. If not, they will simply be retained and the court will take no further action on them. *Alexander v. United States*, 121 F.3d 312, 315 (7th Cir. 1997). **In addition, Feldmann is warned that he risks additional sanctions, including monetary penalties, should he continue to abuse court resources with any more frivolous filings.** *See Homola*, 59 F.3d at 651; *United States v. Robinson*, 251 F.3d 594, 595 (7th Cir. 2001) (approving sanctions for litigants who inundate the court with frivolous motions, imposing costs in time and paperwork on the court and its staff and delaying the disposition of meritorious matters and motions).

ORDER

IT IS ORDERED that:

1. Plaintiff Steven Wayne Feldmann’s motions to reinstate and waive fees are DENIED.
2. All future motions, complaints or other materials filed by plaintiff in this district will be docketed and forwarded to chambers without judicial action unless the court orders otherwise.

Entered this 2nd day of May, 2013.

BY THE COURT:

/s/

WILLIAM M. CONLEY
District Judge