

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

TERRANCE GRISSOM,

Plaintiff,

v.

ORDER

SERGEANT EDWARDS and
OFFICER STANOLAS,

05-C-332-S

Defendants.

The Court allowed plaintiff to proceed on his Eighth Amendment claims against defendants Edwards and Stanolas. Defendants move to dismiss plaintiff's complaint pursuant to 28 U.S.C. § 1915(g).

28 U.S.C. §1915(g) states as follows:

In no event shall a prisoner bring a civil action or appeal a judgment in a civil action or proceeding under this section 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.

Plaintiff has on three or more occasions while incarcerated brought civil actions which were dismissed for the reasons listed in §1915(g). These cases include: Terrance Grissom v. Captain Gordon, 04-C-1249 (E.D. Wis.); Terrance Grissom v. Quala Champagne

and D. Seitz, 04-C-1251 (E.D. Wis.); Terrance Grissom v. Officer Rauschenbach, 04-C-1252 (E.D. Wis.) and Terrance Grissom v. Officer Rauschenbach, et al., 04-C-1253 (E.D. Wis.) Since he has not alleged that he is in imminent danger of physical injury, the above entitled matter must be dismissed.

ORDER

IT IS ORDERED that the above entitled action is DISMISSED with prejudice pursuant to 28 U.S.C. § 1915(g).

Entered this 24th day of June, 2005.

BY THE COURT:

/s/

JOHN C. SHABAZ
District Judge