

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

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ROBERT B. CIARPAGLINI,

Plaintiff,

v.

ORDER

DANA DIEDRICH, JANET WALSH, STEVEN  
HELGERSON, SANDRA SITZMAN, JANEL NICKEL,  
GREG GRAMNS, MARC CLEMENTS, DYLAN RADTKE,  
KEVIN KALLAS, CYNTHIA THORPE, KATHRYN ANDERSON,  
RICK RAEMISCH, MATT FRANK, TOM GOZINSKE, MICHAEL  
THURMER, D. STRAHOTA, BRUCE SIEDSCHLAG, THERESA  
MURPHY, JAMES MUENCHOW, BELINDA SCHRUBBE, ANGELLA  
KROLL, LINDA ALSUM-O'DONOVAN, G. ANKARIO, DR.  
RALPH and DELORES KESTER,

07-C-384-S

Defendants.

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Petitioner requests leave to proceed informa pauperis. The Court determines that 28 U.S.C. § 1915(g) applies to plaintiff.

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 Ciarpaglini has on three or more occasions while incarcerated brought civil actions which were dismissed for the reasons listed in §1915(g). These cases are: Ciarpaglini v. Knick, et al., 96-C-427 (June 17, 1996, E.D. Wis.); Ciarpaglini v. Doyle,

96-C-847-S (October 11, 1996, W.D. Wis.) and Ciarpaqlini v. Pray, et al., 96-C-598-S (October 11, 1996, W.D. Wis.).

Plaintiff alleges that he is dissatisfied with the treatment and medication that he has received from the defendants for his panic attacks. He alleges that this ineffective treatment places him in danger of serious physical injury. Plaintiff alleges he is receiving medical treatment for his panic attacks. Plaintiff's allegations do not support his conclusion that this places him at risk for serious physical injury.

ORDER

IT IS ORDERED that plaintiff's request to proceed in forma pauperis is DENIED and DISMISSED with prejudice.

Entered this 19<sup>th</sup> day of July, 2007.

BY THE COURT:

/s/

JOHN C. SHABAZ

District Judge