

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse
Room 2722 - 219 S. Dearborn Street
Chicago, Illinois 60604



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AMENDED ORDER

AMENDED October 6, 2020
January 25, 2019

Before

MICHAEL S. KANNE, *Circuit Judge*
ILANA DIAMOND ROVNER, *Circuit Judge*
MICHAEL B. BRENNAN, *Circuit Judge*

No. 18-3346	MARSHAUN BOYKIN, Plaintiff - Appellant v. JOHN BALDWIN, et al., Defendants - Appellees
Originating Case Information:	
District Court No: 3:16-cv-50160 Northern District of Illinois, Western Division District Judge Frederick J. Kapala	

The following are before the court:

1. **TRUST ACCOUNT STATEMENT**, filed on January 11, 2019, by the pro se appellant.
2. **MEMORANDUM IN SUPPORT OF PLRA MOTION FOR LEAVE TO PROCEED ON APPEAL IN FORMA PAUPERIS**, filed on January 11, 2019, by the pro se appellant.

IT IS ORDERED that the motion for leave to proceed in forma pauperis on appeal is **DENIED**. See *Lee v. Clinton*, 209 F.3d 1025 (7th Cir. 2000). The appellant, Marshaun Boykin, has not raised a good faith issue for appeal or shown that he is in imminent danger of serious physical injury. He shall pay the required docketing fee within 14 days or else this appeal will be dismissed for failure to prosecute pursuant to Circuit Rule 3(b). See *Newlin v. Helman*, 123 F.3d 429 (7th Cir. 1997).

IT IS FURTHER ORDERED that Boykin has incurred three strikes under 28 U.S.C. § 1915(g). Unpaid docket fees incurred by litigants subject to 28 U.S.C. § 1915(g) lead straight to an order forbidding further litigation. *See Newlin*, 123 F.3d at 436-37. Accordingly, until Boykin has paid in full all outstanding fees in the district court and in this court, the clerks of all federal courts in this circuit will return unfiled any papers submitted either directly or indirectly by him on or his behalf. *See Sloan v. Lesza*, 181 F.3d 857, 859 (7th Cir. 1999). This order does not apply to any criminal case in which Boykin is a defendant or to any application for habeas corpus relief that he may file. This order also does not apply to Boykin's pending appeal in No. 18-1154, in which he was found to meet the imminent danger exception in connection with the claims raised in that case. This order may be reexamined in two years under the approach of *Newlin*, 123 F.3d at 436-37, and *Support Systems Int'l v. Mack*, 45 F.3d 185, 186-87 (7th Cir. 1995).

This order does not apply to any suit that Boykin files while in imminent danger of serious physical injury, and that requests judicial aid in bringing that danger to an end. Whether such a danger exists is a question for the district judge, and Boykin's claim of danger will not be automatically accepted. But if such a claim is made, clerks of court will accept Boykin's papers until the district judge rules on the claim.