

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Aug 22, 2022**

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

STEVEN WAYNE WILKINS,

Plaintiff,

v.

3M, TYCO FIRE PRODUCTS,  
FAIRCHILD AIRFORCE BASE,  
DEPARTMENT OF DEFENSE and  
THOMAS K. BROWN (3M Board of  
Directors),

Defendants.

No. 2:22-cv-00095-SMJ

**ORDER DISMISSING  
COMPLAINT**

**1915(g)**

Plaintiff Steven Wayne Wilkins initiated this action while a prisoner at the Monroe Correctional Complex - Twin Rivers Unit. ECF No. 1. On June 2, 2022, the Court granted Plaintiff leave to proceed *in forma pauperis*, advised him of the deficiencies of his *pro se* Civil Rights Complaint, and directed him to amend or voluntarily dismiss the Complaint within sixty (60) days. *See* ECF Nos. 7–8.

On June 3, 2022, the Department of Corrections notified the Court that Plaintiff had been transferred to the Spokane Special Assault Unit located at 1717 W. Broadway Avenue, Spokane, Washington. ECF No. 9. On June 9, 2022, the Clerk's Office mailed copies of the Court's Orders to Plaintiff at that address and

1 re-noted his deadline to comply with the Order to Amend or Voluntarily Dismiss  
2 Complaint, ECF No. 8, to August 8, 2022.

3 The Court cautioned Plaintiff that if he failed to amend his complaint as  
4 directed, the Court would dismiss it for failure to state a claim under 28 U.S.C. §§  
5 1915(e)(2) and 1915A(b)(1). *Id.* at 11. Plaintiff did not comply with the directives  
6 in the Court's Order and has filed nothing further in this action. Therefore, it appears  
7 that Plaintiff has abandoned this litigation.

8 For the reasons set forth above and in the Order to Amend or Voluntarily  
9 Dismiss Complaint, ECF No. 8, **IT IS ORDERED** that the Complaint, **ECF No. 1**,  
10 is **DISMISSED WITH PREJUDICE** for failure to state a claim upon which relief  
11 may be granted under 28 U.S.C. §§ 1915(e)(2) and 1915A(b)(1).

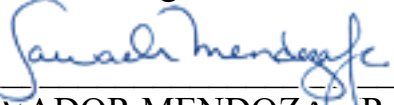
12 Pursuant to 28 U.S.C. § 1915(g), enacted April 26, 1996, a prisoner who  
13 brings three or more civil actions or appeals that are dismissed as frivolous,  
14 malicious, or for failure to state a claim will be precluded from bringing any other  
15 civil action or appeal in forma pauperis “unless the prisoner is under imminent  
16 danger of serious physical injury.” 28 U.S.C. § 1915(g). **Plaintiff is advised to read**  
17 **the statutory provisions under 28 U.S.C. § 1915. This dismissal of Plaintiff's**  
18 **complaint may count as one of the three dismissals allowed by 28 U.S.C. §**  
19 **1915(g) and may adversely affect his ability to file future claims.**

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1 The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal of this  
2 Order would not be taken in good faith and would lack any arguable basis in law or  
3 fact.

4 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order,  
5 enter judgment, provide copies to pro se Plaintiff at his last known address, and  
6 **CLOSE** the file. The Clerk's Office is further directed to provide a copy of this  
7 Order to the Washington State Office of the Attorney General, Corrections  
8 Division.

9 **DATED** this 22<sup>nd</sup> day of August 2022.

10   
11 SALVADOR MENDOZA JR.  
United States District Judge