

UNPUBLISHED

**UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT**

No. 18-2498

ANTHONY G. BRYANT,

Plaintiff - Appellant,

v.

**U.S. ARMY CORPS OF ENGINEERS; SOUTH CAROLINA DEPARTMENT
OF HEALTH AND ENVIRONMENTAL CONTROL, SCDHEC; ATTORNEY
GENERAL OF THE UNITED STATES; CHARLESTON COUNTY
ADMINISTRATOR,**

Defendants - Appellees.

Appeal from the United States District Court for the District of South Carolina, at
Charleston. Margaret B. Seymour, Senior District Judge. (2:18-cv-03037-MBS-MGB)

Submitted: February 21, 2019

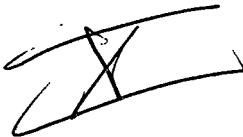
Decided: February 25, 2019

Before GREGORY, Chief Judge, and AGEE and DIAZ, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Anthony G. Bryant, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit.



PER CURIAM:

Anthony G. Bryant seeks to appeal the district court's order denying his motion to proceed in forma pauperis. We may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (2012), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (2012); Fed. R. Civ. P. 54(b); *Cohen v. Beneficial Indus. Loan Corp.*, 337 U.S. 541, 545-46 (1949). An order denying a motion to proceed in forma pauperis is an appealable interlocutory order. *Roberts v. United States Dist. Ct.*, 339 U.S. 844, 845 (1950) (per curiam). We have reviewed the record and find no abuse of discretion. *Dillard v. Liberty Loan Corp.*, 626 F.2d 363, 365 (4th Cir. 1980) (stating standard of review). Accordingly, although we grant leave to proceed in forma pauperis in this court, we affirm for the reasons stated by the district court. *Bryant v. U.S. Army Corps of Eng'rs*, No. 2:18-cv-03037-MBS-MGB (D.S.C. Nov. 28, 2018). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

AFFIRMED

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

Anthony G. Bryant,

Plaintiff,

v.

U.S. Army Engineer, District
Charleston Corps of Engineers,

Defendant.

Case No. 2:18-cv-3037-MBS-MGB

O R D E R

Anthony G. Bryant ("Plaintiff") has filed a civil action. (ECF No. 1, Complaint). Plaintiff is proceeding *pro se*. Plaintiff has also submitted a motion to proceed *in forma pauperis* ("IFP"). However, in light of Plaintiff's demonstrated history of filing frivolous cases while proceeding IFP, the Court recently entered a pre-filing injunction pursuant to *Graham v. Riddle*, 554 F.2d 133, 134-135 & n.* (4th Cir. 1977).¹ See *Bryant v. United States Dep't of Interior*, Case No. 2:18-cv-2593-MBS-MGB (ECF No. 23, Order of 10/22/2018, imposing pre-filing injunction). See also Case No. 3:08-mc-0092 (summarized listing of Pre-filing Injunctive Orders filed in this judicial district since 2008, including the pre-filing injunction at issue here). Therefore, Plaintiff is not entitled to proceed IFP in this civil action.

Although Plaintiff is subject to a pre-filing injunction pursuant to *Graham v. Riddle*, the Clerk of Court has assigned a civil action number for docket control purposes. If Plaintiff pays the full filing fee of \$400.00 by the deadline established below, this case will proceed to initial review.

¹ Plaintiff has filed at least ten civil cases in this judicial district since March 2018. The pleadings in the cases are all nonsensical. No plausible claims can be discerned from the disconnected sentence fragments in those pleadings.

If Plaintiff fails to pay the full filing fee in a timely manner, this civil action will be summarily dismissed.

Accordingly, Plaintiff's motion to proceed IFP (ECF No. 3) is *denied*. Plaintiff shall have fifteen (15) from the date of entry of this Order to pay the full filing fee for this case. Failure to pay the filing fee will subject the complaint to summary dismissal.

IT IS SO ORDERED.

/s/ Margaret B. Seymour
Senior United States District Judge

November 19, 2018

Charleston, South Carolina