

UNPUBLISHED

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

No. 20-2094

ANTHONY G. BRYANT,

Plaintiff - Appellant,

v.

EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS,

Defendant - Appellee.

Appeal from the United States District Court for the District of South Carolina, at Charleston. Margaret B. Seymour, Senior District Judge. (2:20-cv-03037-MBS-MGB)

Submitted: January 19, 2021

Decided: January 21, 2021

Before AGEE, WYNN, and DIAZ, Circuit Judges.

Dismissed by unpublished per curiam opinion.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Unpublished opinions are not binding precedent in this circuit.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 requiring him to pay the full filing fee in his civil action. This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291, and certain interlocutory and collateral orders, 28 U.S.C. § 1292; Fed. R. Civ. P. 54(b); *Cohen v. Beneficial Indus. Loan Corp.*, 337 U.S. 541, 545-46 (1949). The order Bryant seeks to appeal is neither a final order nor an appealable interlocutory or collateral order. Accordingly, we dismiss the appeal for lack of jurisdiction. 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.

DISMISSED

FILED: January 21, 2021

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J U D G M E N T

In accordance with the decision of this court, this appeal is dismissed.

This judgment shall take effect upon issuance of this court's mandate in
accordance with Fed. R. App. P. 41.

/s/ PATRICIA S. CONNOR, CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

Anthony G. Bryant,

Plaintiff,

v.

Executive Office for U.S. Attorneys;
Attorney General of South Carolina;
D.E.A./F.O.I.A.; and
Berkeley, Charleston and Dorchester
Counselor of Governments,

Defendants.

Case No. 2:20-cv-03037-MBS-MGB

ORDER

Plaintiff Anthony G. Bryant has filed a civil action. He is proceeding *pro se*, and he seeks permission to proceed *in forma pauperis* ("IFP"). (See Dkt. No. 2.)

Plaintiff has a history of filing frivolous cases while proceeding IFP. Consequently, in 2018 this Court entered a pre-filing injunction against Plaintiff pursuant to *Graham v. Riddle*, 554 F.2d 133, 134–35 & n.* (4th Cir. 1977). See *Bryant v. U.S. Dep't of Interior*, No. 2:18-cv-2593-MBS, 2018 WL 5255009, at *1 (D.S.C. Oct. 22, 2018), *aff'd sub nom. Bryant v. U.S. Dep't of Educ.*, 764 F. App'x 344 (4th Cir. 2019), *cert. denied*, No. 18-9246, 2019 WL 4921844 (U.S. Oct. 7, 2019). In keeping with that injunction, the Court has since denied Plaintiff IFP status. See *Bryant v. U.S. Army Corps of Eng'rs*, No. 2:18-cv-3037-MBS (D.S.C. Nov. 28, 2018), *aff'd*, 754 F. App'x 206 (4th Cir. 2019), *cert. denied*, No. 18-8905, 2019 WL 1767167 (U.S. June 24, 2019).

The injunction requires Plaintiff to pay the full filing fee before he may proceed with a civil action.¹ If he pays the full filing fee within fifteen days of this order, this case will proceed to initial review. If he does not, this civil action will be summarily dismissed.

IT IS SO ORDERED.

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

September 30, 2020
Charleston, South Carolina

¹ The Clerk of Court has assigned a civil action number for docket-control purposes.

FILED: March 29, 2021

20-2094

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Defendant - Appellee

ORDER

The court denies the petition for rehearing and rehearing en banc. No judge requested a poll under Fed. R. App. P. 35 on the petition for rehearing en banc.

Entered at the direction of the panel: Judge Agee, Judge Wynn, and Judge Diaz.

For the Court

/s/ Patricia S. Connor, Clerk

20-2094

FILED: October 26, 2020

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

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ANTHONY G. BRYANT

Plaintiff - Appellant

v.

EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS

Defendant - Appellee

ORDER

The court grants appellant leave to proceed in forma pauperis.

For the Court--By Direction

/s/ Patricia S. Connor, Clerk