

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
MACON DISTRICT

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WASEEM DAIKIN,
MOVANT/PROPOSED INTERVENOR/
APPELLANT

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CASE NO.

5:15-CV-00041-MTT-CHW

2017 OCT -2 AM 9:32

U.S. DISTRICT COURT
MIDDLE DIST. OF GEORGIA
MACON, GEORGIA

ARIC JACOBS ET AL,
Defendants

NOTICE OF APPEAL

NOTICE IS GIVEN THAT ABOVE-STYLED MOVANT/PROPOSED INTERVENOR WASEEM DAIKIN INTENDS TO APPEAL TO THE UNITED STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT FROM THIS COURT'S SEPTEMBER 15, 2017 ORDER (DOC. 103) DENYING HIS MOTION FOR INTERVENTION (DOC. 80), WHICH IS IMMEDIATELY APPEALABLE PURSUANT TO 28 U.S.C. § 1291.

"IMMINENT DANGER OF SERIOUS PHYSICAL INJURY" ("I.D.S.P.I.")

ALTHOUGH MR. DAIKIN CONTENDS THAT HE DOES NOT HAVE THREE STRIKES AND THAT THE P.L.R.A. "THREE STRIKES" PROVISION, 28 U.S.C. § 1915(g) IS UNCONSTITUTIONAL, HE NEVERTHELESS QUALIFIES FOR "IN FORMA PAUPERIS" ("I.F.P.") STATUS ON APPEAL PURSUANT TO THE "IMMINENT DANGER OF SERIOUS PHYSICAL INJURY" ("I.D.S.P.I."), EXCEPTION TO 28 U.S.C. § 1915(g) BECAUSE UNTERKILSHIM AND ITS RESULTING PAIN AND TORTURE, HE IS EXPOSED TO THE FOLLOWING FORMS OF I.D.S.P.I.: (1) HE IS BEING DENIED ADEQUATE FOOD AND NUTRITION AND LOST 30 POUNDS; (2) HE IS BEING DENIED MEDICAL CARE AND UNREASONABLY DELAYED MEDICAL CARE; (3) HE IS BEING DENIED DENTAL CARE FOR TOOTH ACHES AND PAIN; (4) HE IS BEING DENIED SANITATION AND HAS SUFFERED FOUR(4) SERIOUS INFECTIONS; (5) HE IS BEING EXPOSED TO FEES IN THE DORM AND FROM OTHER PRISONERS WHO PROTECT FEES IN THE DORM AND HAS SUFFERED FOUR(4) SERIOUS INFECTIONS; AND (6) HE IS BEING DENIED OUTSIDE EXERCISE.

THIS 27 DAY OF SEPTEMBER, 2017



WASEEM DAIKIN
MOVANT/PROPOSED INTERVENOR -
APPELLANT, PRO SE

#901373

C.S.P.

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