

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION

JEFFREY LAGRANDEUR,

Plaintiff,

v.

Case No.: 2:24-cv-684-SPC-NPM

BROWN, VALESQUEZ,  
LANZETTA, MS. PAT,  
MATHEWSON, HERCHY and MS.  
THOMPSON,

Defendants.

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**OPINION AND ORDER**

Jeffrey Lagrandeur is a Florida state prisoner, and he sues seven state officials. Before ruling on Lagrandeur's pending motion to proceed *in forma pauperis*, Magistrate Judge Nicholas Mizell learned Lagrandeur misrepresented his litigation history by omitting eight lawsuits from the relevant section of his Complaint. Judge Mizell ordered Lagrandeur to show cause why this action should not be dismissed for abuse of the judicial process. Lagrandeur did not respond.

Based on the facts set out in Judge Mizell's Order to Show Cause (Doc. 8) and Lagrandeur's failure to respond to that order, the Court finds Lagrandeur abused the judicial process by misrepresenting his litigation history and thereby avoiding potential dismissal under the three-strikes rule

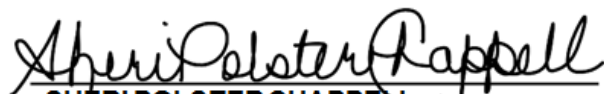
set out in 28 U.S.C. § 1915(g). *See Allen v. Clark*, 266 F. App'x 815, 817 (11th Cir 2008) (dismissals for failure to prosecute and abuse of the judicial process are considered strikes). The Eleventh Circuit has repeatedly found dismissal appropriate when a prisoner misrepresents his litigation history. *See Redmon v. Lake Cnty. Sheriff's Off.*, 414 F. App'x 221, 226 (11th Cir. 2011) (prisoner's failure to disclose a prior lawsuit was an abuse of the judicial process); *Shelton v. Rohrs*, 406 F. App'x 340, 341 (11th Cir. 2010) (same); and *Hood v. Tompkins*, 197 F. App'x 818, 819 (11th Cir. 2006) (same). The Court will thus dismiss this action without prejudice. Lagrandeur may file a new action, but he must either pay the filing fee or establish an exception to the three-strike rule.

Accordingly, it is now

**ORDERED:**

This action is **DISMISSED without prejudice**. The Clerk is **DIRECTED** to terminate any pending motions and deadlines, enter judgment of dismissal without prejudice, and close this case.

**DONE and ORDERED** in Fort Myers, Florida on December 16, 2024.

  
**SHERI POLSTER CHAPPELL**  
**UNITED STATES DISTRICT JUDGE**

Copies: All Parties of Record