

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 95-10655
Conference Calendar

RONALD DALE ALEXANDER,

Plaintiff-Appellant,

versus

JESSE BROWN, Individually and in his
official capacity as Secretary of Veterans
Affairs, Washington, D.C., ET AL.,

Defendants,

MHMR CENTER, Individually and in its
official capacity as Mental Health Center
for Grayson County, Sherman, TX 75090,

Defendant-Appellee.

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Appeal from the United States District Court
for the Northern District of Texas
USDC No. 95-10655

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February 29, 1996

Before GARWOOD, JONES, and EMILIO M. GARZA, Circuit Judges.

PER CURIAM:*

This court must examine the basis of its jurisdiction on its own motion if necessary. Mosley v. Cozby, 813 F.2d 659, 660 (5th Cir. 1987). In this prisoner civil rights action, the plaintiff, Ronald Dale Alexander, has filed a pro se notice of appeal in which he requests that we order the district judge to recuse

* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

himself.** The appeal must be dismissed for lack of jurisdiction, as it is not taken from a final or otherwise appealable order. See 28 U.S.C. §§ 1291, 1292.

This is Alexander's third frivolous appeal in the same action. This court has warned Alexander in two previous appeals that further prosecution of frivolous appeals in this court may result in the imposition of sanctions. Alexander v. Brown, No. 95-10537 (5th Cir. July 11, 1995) (unpublished order); Alexander v. Richards and Morales, No. 95-40469 (5th Cir. Oct. 18, 1995) (unpublished order). Accordingly, Alexander is BARRED from filing any pro se, in forma pauperis, civil appeal in this court, or any pro se, in forma pauperis, initial civil pleading in any court which is subject to this court's jurisdiction, without the advance written permission of a judge of the forum court; the clerk of this court and the clerks of all federal district courts in this Circuit are directed to return to Alexander, unfiled, any attempted submission inconsistent with this bar.

APPEAL DISMISSED; SANCTIONS IMPOSED.

** According to the district court's docket sheet, Alexander has not filed a motion in the district court requesting recusal.