

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 99-40756  
Conference Calendar

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LEO L. PITTMAN ET AL.,

Plaintiffs,

LEO L. PITTMAN,

Plaintiff-Appellant,

versus

SHERMAN B. HALL, JR.; EMORY J. SHERIFF OF BRAZORIA COUNTY,  
Sheriff; DAVID HEAD, County Commissioner; JACK PATTERSON, County  
Commissioner; JAMES C. LAWSON, County Commissioner; RICHARD DIX,  
Captain,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. G-97-CV-167  
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December 15, 1999

Before JOLLY, HIGGINBOTHAM, and BARKSDALE, Circuit Judges.

PER CURIAM:\*

Leo L. Pittman, TDCJ #718254, appeals the dismissal of his pro se 42 U.S.C. § 1983 civil rights suit as frivolous under 28 U.S.C. § 1915(e)(2)(B)(i). Pittman fails to properly brief any issues for appeal, and, thus, all issues are waived. See Hidden Oaks Ltd. v. City of Austin, 138 F.3d 1036, 1045 n.6 (5th Cir.

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

1998); Yohey v. Collins, 985 F.2d 222, 225 (5th Cir. 1993).

The judgment of the district court is AFFIRMED. Pittman is warned that the dismissal of his claim by the district court as frivolous counts as a strike for purposes of 28 U.S.C. § 1915(g).

See Adepegba v. Hammons, 103 F.3d 383, 387 (5th Cir. 1996)

("[D]ismissals as frivolous in the district courts or the court of appeals count [as strikes] for the purposes of [§ 1915(g)].").

We caution Pittman that once he accumulates three strikes, he may not proceed in forma pauperis in any civil action or appeal filed while he is incarcerated or detained in any facility unless he is under imminent danger of serious physical injury. See 28 U.S.C. § 1915(g).

AFFIRMED. SANCTIONS WARNING ISSUED.