

EXHIBIT G

**IN THE CIRCUIT/COUNTY COURT OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA**

**CASE NO.
DIVISION**

vs.

ORDER DISMISSING PRISONER LITIGATION

THIS MATTER came before the Court on the Plaintiff/Petitioner's _____, and the Court, having considered the petition/complaint and court file, and being otherwise fully advised in the premises, hereby finds as follows:

- (1) _____ the petition/complaint fails to state any claim for which relief may be granted and has no arguable basis in law or fact.
- (2) _____ the claim(s) raised in the petition/complaint is/are substantially similar to previously litigated claim(s) involving the same parties or arising from the same operative facts as the subject claim(s).
- (3) _____ the petition/complaint seeks monetary relief from respondents/defendants who are immune from suit.
- (4) _____ the plaintiff/petitioner's claim of indigency was false or misleading.
- (5) _____ this Court is without the requisite jurisdiction to entertain the prisoner's petition for writ of mandamus or habeas corpus because the prisoner is not incarcerated within this judicial circuit.
- (6) _____ this Court is without the requisite jurisdiction to entertain the prisoner's petition for writ of mandamus because the prisoner has failed to allege or demonstrate in his petition that he has exhausted the two-step administrative grievance procedure provided for in Rules 33-29.006 and 33-29.007, Florida Administrative Code (1993).
- (7) _____ the petition for writ of habeas corpus fails to allege or demonstrate that the petitioner is entitled to immediate release.
- (8) _____ the petition/complaint was frivolously filed and the prisoner shall, in accordance with Section 944.279, Florida Statutes (1996), be subject to a forfeiture of earned and unearned gain time as a penalty for instituting this frivolous proceeding in this Court.
- (9) _____ the plaintiff/petitioner failed to pay court costs and fees assessed by prior Court order despite having the ability to pay.
- (10) _____ the plaintiff/petitioner's claim has little likelihood of success on its merits.

- (11) _____ the allegations of fact in the complaint/petition claim are fanciful or not credible.
- (12) _____ the petition/complaint seeks relief for mental or emotional injury where there has been no related allegation of a physical injury.
- (13) _____ the petition/complaint is frivolous, malicious, or reasonably appears to be intended to harass one or more named defendants.
- (14) _____ Other _____

Accordingly, it is, ORDERED AND ADJUDGED that:

_____ the Plaintiff/Petitioner's _____, is hereby DISMISSED with prejudice;
 and
 _____ the Clerk of Court's Office in and for _____ County, Florida is hereby directed to provide a certified copy of this order to the Superintendent of _____ so that disciplinary action may be instituted against the Plaintiff/Petitioner, DC # _____, in accordance with Section 944.28(2)(a), Florida Statutes.

DONE AND ORDERED in _____, _____ County, Florida this _____ day
 of _____, 20____.

 CIRCUIT/COUNTY COURT JUDGE

Copies furnished to: