UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In the Matter of	)	
	)	Civil Action No.
Eugene W. Brown, Jr.	)	08 C 5193
Plaintiff, *pro se*	)	

EXECUTIVE COMMITTEE ORDER

Eugene W. Brown, Jr. has filed the following cases in this Court:

Case No and Title	Date Filed	Judge
02C0699, Brown v. Lewis-Sangster	1/31/02	Conlon
02C0852, Brown v. Ameri Fed St. Co.	2/13/02	Darrah
02C0889, Brown v. EEOC	2/22/02	Leinenweber
02C7781, Brown v. St. of Illinois	12/17/0	Bucklo
05C3391, Brown v. State of IL Dept. of Public Aid	7/27/05	Kennelly
07C5225, Brown v. Fitzgerald et. al	10/03/07	Kennelly

Each of the cases, which involve many of the same defendants, was dismissed for reasons including frivolous nature of complaint, defendant's motion for summary judgement granted, and lack of federal jurisdiction.

An October 3, 2007 minute order in 07 C 5225, Brown V. Fitzgerald, includes the following text:

> "The Court reviews the case pursuant to 28 U.S.C. § 1915(e) to determine if it is frivolous, malicious, or fails to state a claim. Mr. Brown's lawsuit fails on all three of these points. . . . it is clear, based on the proceedings in Mr. Brown's prior lawsuit assigned to this Court, Case No. 05 C 3391, that Mr. Brown is attempting to use the courts for an improper purpose."

It is the judgment of the Executive Committee that reasonable and necessary restraints must be imposed upon Mr. Brown's ability to file new civil cases in this District *pro se*. Cases in existence prior to the entry of this order are not affected by this order and shall proceed as usual.

IT IS HEREBY ORDERED BY THE EXECUTIVE COMMITTEE in its capacity as the supervisor of the assignment of cases, that ------

1) Mr. Eugene W. Brown, Jr., or anyone acting on his behalf, is enjoined from

filing any new civil action or proceeding in the United States District Court for the Northern District of Illinois without first obtaining leave by way of the following procedures:

a) Any materials Mr. Brown, or anyone acting on his behalf, wishes to submit for filing shall be delivered to Room 2050, Office of the Clerk at the Courthouse in Chicago. Only the Clerk or deputies specifically designated by the Clerk may accept such documents.

b) Where the document submitted is a complaint, it shall be accompanied by a motion captioned "Motion Seeking Leave to File Pursuant to Order of Executive Committee." That motion shall, in addition to requesting leave to file the complaint, include a sworn statement certifying that the claims raised by or on behalf of Mr. Brown in the complaint are new claims never before raised in any federal court.

c) Whenever Mr. Brown submits a document for filing, the clerk or designated deputy shall accept the papers, stamp them received, docket them, and forward them to the Executive Committee.

2) The Executive Committee will examine any complaints submitted by or on behalf of Mr. Brown to determine whether they should be filed.

3) If Mr. Brown seeks leave to proceed *in forma pauperis*, the Committee will also determine if such leave should be granted. The Committee will deny leave to file any complaints if they are legally frivolous or are merely duplicative of matters already litigated. The Committee may deny leave to file any complaints not filed in conformity with this order.

4) If the Executive Committee enters an order denying leave to file the materials, the clerk shall retain the order in a miscellaneous file with the title "In the matter of Eugene W. Brown, Jr." and cause a copy of the order to be mailed to Mr. Brown. The documents submitted shall be destroyed.

5) If the Executive Committee enters an order granting leave to file the materials, the clerk will cause the materials to be stamped filed as of the date of the order and shall cause the case to be assigned to a judge in accordance with the rules. The clerk shall also cause a copy of the order to be mailed to Mr. Brown.

6) Mr. Brown's failure to comply with this order may, within the discretion of the Executive Committee, result in his being held in contempt of court and punished accordingly.

7) Nothing in this order shall be construed -----

a) to affect Mr. Brown's ability to defend himself in any criminal action,

b) to deny Mr. Brown access to the federal courts through the filing of a petition for a writ of habeas corpus or other extraordinary writ, or

c) to deny Mr. Brown access to the United States Court of Appeals or the United States Supreme Court.

IT IS FURTHER ORDERED That the Clerk shall cause to be created and maintained a miscellaneous file with the title "In the matter of Eugene W. Brown, Jr. " and case number 08 C 5193. The miscellaneous file shall serve as the repository of this order and any order or minute order entered pursuant to this order. The Clerk will also maintain a miscellaneous docket associated with the file. All orders retained in the file will be entered on that docket following standard docketing procedures. A brief entry will be made on the docket indicating the receipt of any materials from Mr. Brown.

IT IS FURTHER ORDERED That the Clerk shall cause a copy of this order to be mailed to Mr. Brown at P.O. Box 1960, Chicago, Illinois 60690, the address given by Mr. Brown in documents received on July 3, 2008. Such mailing shall be by certified or registered mail, return receipt requested.

ENTER:
FOR THE EXECUTIVE COMMITTEE

James F. Holderman
Chief Judge

Dated at Chicago, Illinois this 17th day of September, 2008