

**U.S. District Court**  
**Northern District of New York - Main Office (Syracuse) [LIVE - Version 6.1]**  
**(Binghamton)**  
**CIVIL DOCKET FOR CASE #: 3:14-af-00005-GTS**

In Re: Frederick J. Neroni  
Assigned to: Chief Judge Glenn T. Suddaby  
Case in other court: 2nd Circuit Court of Appeals, 14-04765  
Cause: 28:1331 Fed. Question

Date Filed: 10/20/2014  
Date Terminated: 11/26/2014  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**In Re****Frederick J. Neroni**

represented by **Frederick J. Neroni**  
203 Main Street  
Delhi, NY 13753  
607-746-6203  
PRO SE

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
10/20/2014	<a href="#">1</a>	ORDER - That Neroni shall, within fourteen (14) days of the date of this Order, show cause, in writing, why he should not be enjoined from any further filings in the Northern District of New York without leave of the Chief Judge. That if Neroni does not fully comply with this Order, the court will issue a subsequent order, without further explanation, permanently enjoining Neroni from filing a pleading or document of any kind in any other case in this District without leave of the court. ( Notice of Compliance Deadline 11/3/2014, Case Review Deadline 11/6/2014). Signed by Chief Judge Gary L. Sharpe on 10/20/2014. (jel, ) (Entered: 10/20/2014)
10/20/2014		Mailed copy of the <a href="#">1</a> Order to the respondent by certified mail. (jel, ) (Entered: 10/20/2014)
10/24/2014	<a href="#">2</a>	RETURN RECEIPT received as to Frederick J. Neroni re <a href="#">1</a> Order. (lah) (Entered: 10/28/2014)
11/03/2014	<a href="#">3</a>	AFFIRMATION IN OPPOSITION To Court's Order by Frederick J. Neroni. (lah) (Entered: 11/05/2014)
11/03/2014	<a href="#">4</a>	MOTION to Dismiss and for Recusal filed by Frederick J. Neroni. (Attachments: # <a href="#">1</a> Exhibits 6-22, # <a href="#">2</a> Exhibits 23-40, # <a href="#">3</a> unnumbered Exhibit, # <a href="#">4</a> Exhibits 41-50, # <a href="#">5</a> Exhibits 51-86) (lah) (Entered: 11/05/2014)
11/26/2014	<a href="#">5</a>	<b>ANTI-FILING INJUNCTION:</b> ORDERED that pursuant to 28 U.S.C. § 1651(a),

Neroni is permanently enjoined from filing any document or pleading of any kind with this court, except as outlined below; and it is further ORDERED that the Clerk of the United States District Court for the Northern District of New York shall maintain a miscellaneous file with the general title In the Matter of Frederick J. Neroni. Unless otherwise ordered by the Chief Judge or his designee, this file shall serve as the repository of all orders relating to Neroni in this District, documents submitted under the procedures set forth herein, any order entered pursuant thereto, and any document or pleading of any kind, whether rejected or not, submitted by Neroni. The Clerk of the Court shall also maintain a docket sheet associated with this file and shall list all documents filed therein; and it is further ORDERED that before initiating any action in this District or filing a document of any kind with the court, Neroni must first obtain permission from the Chief Judge or his designee. To do so, Neroni must submit to the court three documents in the form described below: (1) a petition requesting leave to file; (2) an affidavit; and (3) a copy of the document or pleading sought to be filed. The filing shall be entitled Application Pursuant to Court Order Seeking Leave to File, and shall contain the assigned miscellaneous file number in the caption; and it is further ORDERED that a petition requesting leave to file must contain the following information: (1) a statement advising the court whether any defendant to the lawsuit was a party, litigant, judge, attorney, court officer, public official or participant to, or was in any way involved in, any prior lawsuit involving Neroni, and if so, in what capacity; (2) a list of all lawsuits in the United States District Court for the Northern District of New York, Court of Appeals for the Second Circuit, and state courts in which Neroni was or is a party; the name, case number and citation, if applicable, of each case; a statement indicating the nature of Neroni's involvement in each lawsuit and its current status or disposition; (3) a list of all federal or state cases in which a judgment was rendered against Neroni, if any; the name, case number and citation, if applicable; the amount of the judgment rendered against him; the amount, if any, of the judgment that remains outstanding and the reasons therefor; (4) a list of all federal or state cases in which a judgment was rendered in favor of Neroni, if any; the name, case number and citation, if applicable; and (5) a list identifying the procedural or monetary sanctions, assessment of attorneys fees, contempt orders or jail sentences arising out of a civil prosecution imposed against Neroni by any court, including all appellate courts, if any; the name, case number and citation, if applicable, of each case; a brief statement explaining the sanctions, contempt order, attorneys fees or jail sentence imposed; the type or amount of sanctions; the outstanding amount of any sanctions or attorneys fees; and the current status or disposition of the matter; and it is further ORDERED that Neroni shall also submit with the above petition an affidavit, in the proper legal form, with appropriate jurat and notarization, containing the following recitals: (1) that the complaint or claims Neroni wishes to present, or the relief he seeks, has never before been raised by him and disposed of by any federal or state court and are not, to the best of his knowledge, barred by collateral estoppel or res judicata; (2) that to the best of his knowledge the claim or claims are not frivolous or taken in bad faith; that they are well-grounded in fact and warranted by existing law or a good faith argument for the extension, modification or reversal of existing law; that the lawsuit is not interposed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation, or to avoid the execution of a valid judgment; (3) that the claim or claims are not meant to harass any judicial officer, attorney, individual, organization or

entity; and (4) that in prosecuting the action, Neroni will comply with all federal and local rules of procedure, including those requiring the service on other parties of all pleadings and papers filed with the court, and will provide the court with acceptable proof that such service was made; and it is further ORDERED that Neroni shall include with the above-described petition and affidavit a copy of the complaint and/or any other documents to be filed with the court. The complaint shall conform with the requirements of this Order, Fed. R. Civ. P. 8, all other provisions contained in the Federal Rules of Civil Procedure, and the Local Rules of Practice; and it is further ORDERED that upon filing of the Application Pursuant to Court Order Seeking Leave to File, the Clerk or his designated deputy shall docket the documents in the miscellaneous case and in accordance with the rules, and immediately forward them to the Chief Judge or his designee for review; and it is further ORDERED that if the Application Pursuant to Court Order Seeking Leave to File includes a pleading of any kind, the Clerk shall STAY the case and shall not issue the requisite summonses until directed to do so by the Chief Judge or his designee; and it is further ORDERED that the Chief Judge or his designee should consider the following: (1) whether Neroni has complied with the procedures set forth in this Order in all particulars; (2) whether Neroni's complaint complies with the Federal Rules of Civil Procedure and Local Rules of Practice; (3) whether the complaint is frivolous, abusive, harassing or malicious; (4) whether the claims raised in Neroni's complaint have been adjudicated previously by any state or federal court; (5) whether Neroni has complied in all respects with Fed. R. Civ. P. 11 and all pleadings and filings would not give rise to liability under 28 U.S.C. § 1927, regarding unreasonable and vexatious multiple filings; (6) whether the complaint alleges claims against judges, court officials, public officers or any other individuals who may have immunity from suit; and (7) whether the complaint meets such other reasonable requirements established by the court; and it is further ORDERED that failure to comply with the procedures and principles set forth in this Order shall be grounds for denying the Application Pursuant to Court Order Seeking Leave to File without further review. Likewise, false or misleading recitals in the complaint or petition shall be grounds for denial and may subject Neroni to further sanctions under Fed. R. Civ. P. 11, 28 U.S.C. § 1927 and/or the courts inherent power to sanction a litigant for bad faith conduct or for disobeying court orders; and it is further ORDERED that Neroni is further advised that nothing in this Order hinders his ability to defend himself in any criminal action brought against him; limits his access to any court other than the Northern District of New York; or affects his rights in any of his currently pending actions in state or federal court; and it is further CERTIFIED pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith; and it is further ORDERED that Neroni's motion to dismiss or for recusal (Dkt. No. 4) is DENIED. Signed by Chief Judge Gary L. Sharpe on 11/26/2014. (jel, ) (Entered: 11/26/2014)

11/26/2014		Mailed copy of the <a href="#">5</a> Anti-Filing Injunction order by certified mail to the respondent. (jel, ) (Entered: 11/26/2014)
12/05/2014	<a href="#">6</a>	RETURN RECEIPT received as to Frederick J. Neroni re Anti-Filing Injunction Order <a href="#">5</a> . (lah) (Entered: 12/05/2014)
12/22/2014	<a href="#">7</a>	NOTICE OF APPEAL by Frederick J. Neroni of the Anti-Filing Injunction Order, dkt. no. <a href="#">5</a> . Filing fee \$ 505, receipt number ALB008909. Attachment # <a href="#">1</a> Cover Letter) (lah)

		(Notice of Appeal added on 12/29/2014 to replace cover letter) (lah) (Entered: 12/24/2014)
12/24/2014	<a href="#">8</a>	ELECTRONIC NOTICE AND CERTIFICATION sent to U.S. Court of Appeals re <a href="#">7</a> Notice of Appeal. (lah) (Entered: 12/24/2014)
04/28/2015		USCA Case Number 14-4765 for <a href="#">7</a> Notice of Appeal filed by Frederick J. Neroni. (alh, ) (Entered: 04/28/2015)
11/04/2015	9	ORDER REASSIGNING CASE. Case reassigned to Chief Judge Glenn T. Suddaby for all further proceedings. Former Chief Judge Gary L. Sharpe no longer assigned to case. Authorized by Chief Judge Glenn T. Suddaby on 11/4/15. (lmw) (Entered: 11/04/2015)

<b>PACER Service Center</b>			
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