

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

LEE CURTIS TATE,	:	
	:	
Plaintiff,	:	
	:	
vs.	:	
	:	CIVIL ACTION 09-0268-WS-M
OFFICER ROCKFORD, et al.,	:	
	:	
Defendants.	:	

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is **ADOPTED** as the opinion of this Court. It is **ORDERED** that the plaintiff's motion for permission to appeal *in forma pauperis* is hereby **DENIED** because the appeal is frivolous and not taken in good faith.

DONE this 18th day of May, 2011.

s/WILLIAM H. STEELE
CHIEF UNITED STATES DISTRICT JUDGE