

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

ANTHONY N. JONES, #112734, :  
 :  
 Plaintiff, :  
 :  
 vs. : **CIVIL ACTION 09-0835-CG-M**  
 :  
 GRANTT CULLIVER, 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 and ORDERED** this 18th day of November, 2010.

/s/ Callie V. S. Granade  
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UNITED STATES DISTRICT JUDGE