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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

JOHN DOE,

Plaintiff,

v.

JULIO CAMPOS, et al.,

Defendants.

CASE NO. 1:09-CV-00544-DLB PC

ORDER REVOKING PLAINTIFF'S IN
FORMA PAUPERIS STATUS ON APPEAL

Plaintiff John Doe¹ ("Plaintiff") is a prisoner in the custody of the California Department of Corrections and Rehabilitation. Plaintiff was proceeding pro se and in forma pauperis in this civil rights action. Plaintiff initiated this action by filing his complaint on March 23, 2009. On September 23, 2010, the Court dismissed from the action Defendants Chief of Psychiatric Services, D. Trinh, Nayla Syed, James Tilton, and J. Acosta for failure to state a claim. On July 13, 2011, the Court dismissed this action for failure to effect service of process on Defendant Julio Campos, the only remaining Defendant in the action. Plaintiff subsequently filed a notice of appeal on July 25, 2011. Doc. 100.

Pursuant to 28 U.S.C. § 1915(a)(3), "[a]n appeal may not be taken in forma pauperis if the trial court certifies in writing that it is not taken in good faith." The Court finds that Plaintiff's appeal is not taken in good faith.

Regarding Defendants Chief of Psychiatric Services, D. Trinh, Nayla Syed, James Tilton, and J. Acosta, the Court granted a motion to dismiss for failure to state a claim. The motion was filed by Defendant James Tilton. Plaintiff complained that he was not receiving treatment specifically for his Post-Traumatic Stress Disorder, but admitted that he had received treatment

¹ John Doe is a fictitious name.

