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IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

MICHAEL RINALDI,

1:10-cv-01181-OWW MJS (HC)

Petitioner,

ORDER GRANTING MOTION TO PROCEED
IN FORMA PAUPERIS ON APPEAL AND
DIRECTING CLERK TO SERVE THE COURT
OF APPEALS

vs.

H. A. RIOS,

(Doc. 27)

Respondent.

_____ /

Petitioner is a prisoner proceeding pro se with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241.

On July 25, 2011, judgment was entered dismissing the petition for writ of habeas corpus. On August 25, 2011, Petitioner filed an application to proceed in forma pauperis on appeal. Examination of Petitioner's application to proceed in forma pauperis reveals that Petitioner is unable to afford the costs of an appeal. Accordingly, the application to proceed in forma pauperis on appeal is GRANTED. See 28 U.S.C. § 1915. **The Clerk is directed to serve a copy of this order on the Court of Appeals for the Ninth Circuit.**

IT IS SO ORDERED.

Dated: August 31, 2011

1st Michael J. Seng
UNITED STATES MAGISTRATE JUDGE