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

DENNIS J. MOONEY,

1:10-cv-02240-LJO-DLB-(HC)

Petitioner,

ORDER GRANTING MOTION TO PROCEED  
IN FORMA PAUPERIS ON APPEAL

vs.

DIRECTING CLERK TO SERVE COPY ON  
COURT OF APPEALS

H. A. RIOS,

(DOCUMENT # 16)

Respondent.

\_\_\_\_\_ /

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

On March 1, 2011, judgment was entered dismissing the petition for writ of habeas corpus. On April 22, 2011, petitioner filed a notice of appeal, a motion for certificate of appealability and an application to proceed in forma pauperis. 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: May 2, 2011**

**/s/ Dennis L. Beck**  
UNITED STATES MAGISTRATE JUDGE