

1 from Plaintiff, including his request to rescind the settlement contract). (ECF No. 170). On that
2 same day Plaintiff filed a petition that full disclosure of any remedy/relief available to the
3 Plaintiff regarding order be rendered forthwith. (ECF No. 172). On January 2, 2019, Plaintiff
4 filed another motion for reconsideration. (ECF No. 173).

5 On January 7, 2019, the Court denied these requests. (ECF No. 174). On January 22,
6 2019, Plaintiff appealed the January 7, 2019 order. (ECF No. 176). On February 4, 2019, the
7 Ninth Circuit Court of Appeals referred the matter back to this Court for the limited purpose of
8 determining whether *in forma pauperis* status should continue for the appeal. (ECF No. 179).

9 In addition to filing a notice of appeal, Plaintiff filed his objections to the Court's January
10 7, 2019 order. (ECF No. 175). His objections include that the Court lacks jurisdiction because it
11 is an "all-capital-letter court that is not mentioned throughout positive law..." and that the order
12 improperly named Plaintiff because it uses all-capital-letters. (*Id.* at 2). These are similar to the
13 arguments Plaintiff has made before. As the Court noted in the December 10, 2018 order,
14 "Plaintiff hardly complains about the terms of the settlement at all. Instead, his complaints
15 largely center around irrelevant issues, such as his name being in all capital letters, [and] that he
16 was coerced into signing his name without including the phrase 'Without Prejudice.'" (ECF No.
17 168, p. 8) (footnotes omitted).

18 As Plaintiff's arguments were and are wholly without merit, the Court finds that
19 Plaintiff's appeal is frivolous.

20 Accordingly, IT IS HEREBY ORDERED that:

- 21 1. The appeal is declared frivolous;
- 22 2. Pursuant to 28 U.S.C. § 1915(a)(3), Plaintiff is not entitled to proceed *in forma pauperis*
23 in Appeal No. 19-15141;
- 24 3. Pursuant to Federal Rule of Appellate Procedure 24(a)(4), this order serves as notice to the
25 parties and the United States Court of Appeals for the Ninth Circuit of the finding that
26 Plaintiff is not entitled to proceed *in forma pauperis* for this appeal; and

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4. The Clerk of Court is directed to serve a copy of this order on the parties and the United States Court of Appeals for the Ninth Circuit.

IT IS SO ORDERED.

Dated: February 6, 2019

/s/ Eric P. Gray
UNITED STATES MAGISTRATE JUDGE