

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

REAMEL CURTIS,) 1:13-cv-02090-LJO-BAM (PC)
Plaintiff,)
vs.) APPEAL NO. 15-16049
JEFFREY BEARD, et al.,) ORDER REGARDING IN FORMA
Defendants.) PAUPERIS STATUS ON APPEAL

Plaintiff Reamel Curtis (“Plaintiff”), a state prisoner proceeding pro se and in forma pauperis, filed this civil rights action on December 26, 2013. On January 29, 2015, the Court dismissed this action for failure to obey a court order. Plaintiff appealed.

On May 28, 2015, the Ninth Circuit Court of Appeals referred the matter back to this Court for the limited purpose of determining whether in forma pauperis status should continue for the appeal or whether the appeal is frivolous or taken in bad faith. 28 U.S.C. § 1915(a)(3).

The Court finds that this appeal is not taken in bad faith and is not frivolous. Accordingly, in forma pauperis status should not be revoked and should continue on

IT IS SO ORDERED.

Dated: **May 29, 2015**

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE