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**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

QUINCY SIMS,

Plaintiff,

v.

M. D. BITER,

Defendant.

Case No. 1:14-cv-00131 AWI DLB

ORDER DENYING MOTION TO PROCEED  
IN FORMA PAUPERIS ON APPEAL AS  
MOOT

(Document 30)

\_\_\_\_\_ /  
Plaintiff Quincy Sims (“Plaintiff”), a state prisoner proceeding pro se and in forma pauperis, filed this civil rights action on January 30, 2014. On April 3, 2015, the action was dismissed with prejudice. 28 U.S.C. § 1915(e). On May 1, 2015, Plaintiff filed a notice of appeal and a motion seeking leave to proceed in forma pauperis on appeal.

Plaintiff was proceeding in forma pauperis in this court and therefore, his motion for leave to proceed in forma pauperis on appeal is HEREBY ORDERED DENIED as moot. Fed. R. App. P. 24(a)(3).

IT IS SO ORDERED.

Dated: May 4, 2015

/s/ Dennis L. Beck  
UNITED STATES MAGISTRATE JUDGE