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

TIMOTHY HANNA,

Case No. 1:14-cv-01339 DLB

Plaintiff,

ORDER REGARDING PLAINTIFF'S  
IN FORMA PAUPERIS STATUS  
ON APPEAL

v.

RON DAVIS, et al.,

(Document 31)

Defendants.

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Plaintiff Timothy Hanna ("Plaintiff"), a state prisoner proceeding pro se, filed this action on August 28, 2014. The Court dismissed the action on July 1, 2015, and Plaintiff filed a notice of appeal on July 27, 2015. On August 3, 2015, the Ninth Circuit referred the appeal to this Court for the limited purpose of determining whether in forma pauperis status should continue for this appeal, or whether the appeal is frivolous or is taken in bad faith. 28 U.S.C. § 1915(a)(3).

Plaintiff's appeal is not frivolous, nor is it taken in bad faith. Accordingly, Plaintiff's in forma pauperis status should continue on appeal.

IT IS SO ORDERED.

Dated: August 5, 2015

/s/ Dennis L. Beck  
UNITED STATES MAGISTRATE JUDGE