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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

DANNY JAMES COHEA,

Plaintiff,

v.

CHERYL K. PLILER, et al.,

Defendants.

No. 2:00-cv-2799-GEB-EFB P

ORDER


Plaintiff, a state prisoner proceeding in forma pauperis and without counsel, brought an action under 42 U.S.C. § 1983. Judgment was entered on August 4, 2015. On September 9, 2015, plaintiff filed a notice of appeal and a request to proceed in forma pauperis. The Federal Rules of Appellate Procedure provide as follows:

A party who was permitted to proceed in forma pauperis in the district-court action . . . may proceed on appeal in forma pauperis without further authorization unless the district court . . . certifies that the appeal is not taken in good faith or finds that the party is not otherwise entitled to proceed in forma pauperis

Fed. R. App. P. 24(a)(3). This court has not certified that plaintiff’s appeal is not taken in good faith and has not otherwise found that he is not entitled to proceed on appeal in forma pauperis.

Accordingly, IT IS HEREBY ORDERED that plaintiff’s motion for leave to proceed in forma pauperis on appeal (ECF No. 342) is denied as unnecessary.

DATED: September 25, 2015.


EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE