

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MICHAEL R. JONES.

No. 2:11-cv-2972-GEB-CMK

Plaintiff.

ORDER

FORREST SERVICE, et al.,

Defendant.

Plaintiff brought this civil action, proceeding pro se. The matter was referred to the court by the Ninth Circuit Court of Appeals to certify whether the appeal is taken in good faith. See 28 U.S.C. § 1915(a)(3).

Having reviewed the entire file, the court concludes that the appeal is not taken in good faith. As stated in the court's June 4, 2014, findings and recommendations, this action was dismissed, without prejudice, for plaintiff's failure to timely serve the defendants, failure to perfect service of process, and failure to prosecute. Specifically, plaintiff was informed as to the defects in the service of process, which he disagreed with but failed to correct, and failed to take any action in this case in over a year. The court also notes that plaintiff did not file any objections to the Magistrate Judge's findings and recommendations.

Accordingly, IT IS HEREBY ORDERED that:

1. This appeal is frivolous and not taken in good faith;

2. Plaintiff's in forma pauperis status is appropriately revoked; and
 3. The Clerk of the Court is directed to serve a copy of this order on the Pro Se Unit at the Ninth Circuit Court of Appeals.

Dated: November 13, 2014

GARLAND E. BURRELL, JR.
Senior United States District Judge