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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

GEORGE P. CHILDS,  
Plaintiff,  
v.  
COMMISSIONER OF SOCIAL  
SECURITY,  
Defendant.

No. 2:15-cv-0574-KJN

ORDER

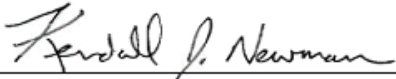
On March 16, 2015, the court granted plaintiff’s motion to proceed *in forma pauperis* in the district court. (ECF No. 4.) Subsequently, on July 25, 2016, the court denied plaintiff’s motion for summary judgment, granted the Commissioner’s cross-motion for summary judgment, and affirmed the final decision of the Commissioner. (ECF Nos. 18, 19.) Thereafter, on September 22, 2016, plaintiff filed a notice of appeal. (ECF No. 20.) Plaintiff’s notice of appeal is accompanied by a motion to proceed *in forma pauperis* on appeal. (ECF No. 22.)

Federal Rule of Appellate Procedure 24(a)(3) generally allows a party who was granted leave to proceed *in forma pauperis* in the district court to proceed *in forma pauperis* on appeal without further authorization, unless the district court finds that the appeal is not taken in good faith or that the party is not otherwise entitled to proceed *in forma pauperis*. Because the court has not made, and does not make, such findings in this case, plaintiff may proceed *in forma*

1 *pauperis* on appeal without further authorization.

2 Accordingly, IT IS HEREBY ORDERED that plaintiff's motion to proceed *in forma*  
3 *pauperis* on appeal is DENIED AS MOOT. This order resolves ECF No. 22.

4 Dated: September 23, 2016

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7 KENDALL J. NEWMAN  
8 UNITED STATES MAGISTRATE JUDGE  
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