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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	G. DANIEL WALKER,	No. 2:17-cv-2124 JAM CKD P
12	Plaintiff,	
13	V.	<u>ORDER</u>
14	CALIFORNIA DEPARTMENT OF	
15	CORRECTIONS, et al.,	
16	Defendants.	
17	Plaintiff has filed a motion requesting	gleave to proceed in forma pauperis on appeal. On
18	October 12, 2017, defendants removed this action from the Superior Court of Sacramento County	
19	pursuant to 28 U.S.C. § 1441(a) which permits removal if a federal court has original jurisdiction	
20	over claims brought in a state court. However, on April 27, 2018, the district court judge	
21	assigned to this case remanded it to the Superior Court of Sacramento County, pursuant to 28	
22	U.S.C. § 1447(c), finding that plaintiff failed to state a claim arising under federal law. Under 28	
23	U.S.C. § 1447(d), that order is not appealable.	
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1	Accordingly, IT IS HEREBY ORDER	RED that plaintiff's motion to proceed in forma
2	pauperis on appeal (ECF No. 17) is denied.	
3	Dated: May 23, 2018	Carop U. Delany
4		CAROLYN K. DELANEY
5		UNITED STATES MAGISTRATE JUDGE
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