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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	Brent Eugene Bailey,	No. 2:23-cv-01087-KJM-EFB
12	Petitioner,	ORDER
13	v.	
14	Warden,	
15	Respondent.	
16		
17	Petitioner Brent Eugene Bailey filed his petition for a writ of habeas corpus in this matter	
18	in June 2023 and paid the filing fee. The Magistrate Judge later issued findings and	
19	recommendations that this matter be dismissed without prejudice, and the court adopted that	
20	recommendation. See F&Rs, ECF No. 7, adopted, ECF No. 10. Petitioner then filed a notice of	
21	appeal, ECF No. 12, and a motion in this court seeking authorization to proceed in forma pauperis	
22	on appeal, ECF No. at 13, as required by Federal Rule of Appellate Procedure 24(a)(1).	
23	According to his affidavit, he has no assets, and his income is composed of gifts of about \$200	
24	per month.	
25	Petitioner's application to proceed in forma pauperis meets the requirements of 28 U.S.C.	
26	§ 1915(a) by showing "he cannot pay the court costs and still afford the necessities of life."	
27	Escobedo v. Applebees, 787 F.3d 1226, 1234 (9th Cir. 2015). An individual need not be	

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"absolutely destitute" to qualify for in forma pauperis status. Adkins v. E.I. Du Pont De Nemours

& Co., Inc., 335 U.S. 331, 339 (1948).

The application (ECF No. 13) is granted.

IT IS SO ORDERED.

DATED: October 23, 2024.

DISTRICT JUDGE UNITED STATE