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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ERIC CHARLES RODNEY K'NAPP, )  
Plaintiff, )  
v. )  
JAMES TILTON, et al, )  
Defendants. )  
\_\_\_\_\_ )

No. C 08-0719 JSW (PR)

**ORDER REVOKING IN FORMA  
PAUPERIS STATUS**

This is a civil rights case filed by a pro se prisoner pursuant to 42 U.S.C. § 1983. On November 8, 2010, the case was dismissed for failure to comply with the joinder requirements of the Federal Rule of Civil Procedure 20 even after being given the opportunity to amend. On appeal, the United States Court of Appeals affirmed the dismissal on Rule 20 grounds. The Court of Appeals thereafter denied Plaintiff's motion for rehearing. On October 24, 2012, nearly two years after this Court dismissed the case, Plaintiff has filed a motion for reconsideration. The motion was denied and Plaintiff has appealed again. The Court of Appeals has referred the case to this Court for a determination of whether in forma pauperis status should continue for this appeal or whether the appeal is frivolous or taken in bad faith. See 28 U.S.C. § 1915(a)(3); see also *Hooker v. American Airlines*, 302 F.3d 1091, 1092 (9th Cir. 2002). The Court finds that the appeal is frivolous and consequently determines that in forma pauperis status

1 should be revoked for purposes of the appeal. The Clerk shall send a copy of this order  
2 to the Court of Appeals.

3 IT IS SO ORDERED.

4 DATED: December 14, 2012

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7 JEFFREY S. WHITE  
8 United States District Judge  
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1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA  
4

5 ERIC C R KNAPP et al,  
6 Plaintiff,  
7

Case Number: CV08-00719 JSW

**CERTIFICATE OF SERVICE**

8 v.

9 JAMES TILTON et al,  
10 Defendant.  
\_\_\_\_\_ /

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District  
12 Court, Northern District of California.

13 That on December 19, 2012, I SERVED a true and correct copy(ies) of the attached, by placing  
14 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by  
15 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office  
16 delivery receptacle located in the Clerk's office.

17 Eric Charles Rodney Knapp  
18 J-10618  
19 Sierra Conservation Center  
5150 O'Byrnes Ferry Road  
Jamestown, CA 95327

20 Dated: December 19, 2012

  
21 Richard W. Wieking, Clerk  
By: Jennifer Ottolini, Deputy Clerk  
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