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2 UNITED STATES DISTRICT COURT  
3 NORTHERN DISTRICT OF CALIFORNIA

4 LEON EUGENE MORRIS,

5 Plaintiff,

6 v.

7 R. PASTOR, et al.,

8 Defendants.  
9

Case No. [10-cv-04010-WHO](#) (PR)

**ORDER REVOKING PLAINTIFF'S  
IN FORMA PAUPERIS STATUS**

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11 This federal civil rights action is on appeal. The Court of Appeals has referred the  
12 matter to this Court for a determination whether plaintiff Leon Morris's *in forma pauperis*  
13 ("IFP") status should continue for this appeal. This Court determines that it should not.  
14 There are no valid grounds on which an appeal can be based. Consequently, the Court  
15 certifies that any appeal taken from the order of dismissal and judgment of this action will  
16 not be taken in good faith and is therefore frivolous. Fed. R. App. P. 24(a)(3)(A); *Ellis v.*  
17 *United States*, 356 U.S. 674, 674-75 (1958); *Hooker v. American Airlines*, 302 F.3d 1091,  
18 1092 (9th Cir. 2002). Accordingly, Morris's IFP status is hereby REVOKED. The Clerk  
19 shall forthwith notify Morris and the Court of Appeals of this order. *See* Fed. R. App. P.  
20 24(a)(4). Morris may file a motion for leave to proceed IFP on appeal in the Court of  
21 Appeals within thirty days after service of notice of this order. *See* Fed. R. App. P.  
22 24(a)(5). Any such motion "must include a copy of the affidavit filed in the district court  
23 and the district court's statement of reasons for its action." *Id.*

24 **IT IS SO ORDERED.**

25 **Dated:** December 4, 2015

26   
27 WILLIAM H. ORRICK  
28 United States District Judge