

1
2 UNITED STATES DISTRICT COURT
3 NORTHERN DISTRICT OF CALIFORNIA
4 SAN FRANCISCO DIVISION

5 JIM WILLIAMSON,

No. C 12-6237 RS (PR)

6 Plaintiff,

**ORDER REVOKING IN FORMA
PAUPERIS STATUS**

7 v.

8 MATTHEW CATE, et al.,

9 Defendants.
/

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11 This closed federal civil rights action, which this Court dismissed without prejudice
12 and with instructions to plaintiff on how to reopen proceedings, is on appeal. The Court of
13 Appeals has referred the matter to this Court for a determination whether plaintiff's *in forma*
14 *pauperis* ("IFP") status should continue for this appeal. This Court determines that it should
15 not. There are no valid grounds on which an appeal can be based. Consequently, the Court
16 certifies that any appeal taken from the order of dismissal and judgment of this action will
17 not be taken in good faith and is therefore frivolous. Fed. R. App. P. ("FRAP") 24(a)(3)(A);
18 *Ellis v. United States*, 356 U.S. 674, 674-75 (1958); *Hooker v. American Airlines*, 302 F.3d
19 1091, 1092 (9th Cir. 2002). Accordingly, plaintiff's IFP status is hereby REVOKED. The
20 Clerk shall forthwith notify plaintiff and the Court of Appeals of this order. *See* FRAP
21 24(a)(4). Plaintiff may file a motion for leave to proceed IFP on appeal in the Court of
22 Appeals within thirty days after service of notice of this order. *See* FRAP 24(a)(5). Any
23 such motion "must include a copy of the affidavit filed in the district court and the district
24 court's statement of reasons for its action." *Id.*

25 **IT IS SO ORDERED.**

26 DATED: June 27, 2013


27 RICHARD SEEBORG
United States District Judge

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