

United States District Court  
For the Northern District of California

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

SALMA MERRITT, ET AL,

No. C 13-01391 JSW

Plaintiff,

**ORDER REVOKING IN FORMA  
PAUPERIS STATUS AND  
INSTRUCTIONS TO CLERK**

v.

KEVIN E. MCKENNEY, ET AL,

(Re: Docket No. 77.)

Defendant.

On November 20, 2013, the United States Court of Appeals for the Ninth Circuit issued a Referral Notice to this Court to determine whether Plaintiffs' *in forma pauperis* status should continue on appeal. The Court concludes that the appeal is frivolous, and it REVOKES Plaintiffs' *in forma pauperis* status. See 28 U.S.C. § 1915(a)(3); see also *Hooker v. American Airlines*, 302 F.3d 1091, 1092 (9th Cir. 2002). The Clerk shall provide a copy of this Order to the Court of Appeals.

**IT IS SO ORDERED.**

Dated: November 27, 2013

  
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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE