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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TYRONE HURT,  
Plaintiff,  
v.  
JUDGE ALEXANDER WILLIAMS, JR.,  
Defendant.

Case No. [13-mc-80053-SI](#)  
Order also to be filed in C 12-4187 EMC  
**ORDER DENYING PLAINTIFF'S  
MOTION TO PROCEED *IN FORMA*  
*PAUPERIS* ON APPEAL**  
Re: Dkt. No. 7

On April 13, 2021, plaintiff Tyrone Hurt filed a motion for leave to proceed *in forma pauperis* on appeal. Plaintiff states that he wishes to appeal a March 20, 2013 order issued by this Court; in the March 20, 2013 order, the Court conducted a pre-filing review of plaintiff's proposed complaint, concluded that the complaint was frivolous, and directed the Clerk of the Court not to accept the new complaint for filing. *See* Dkt. No. 2. Plaintiff has already appealed that order – on April 11, 2013 (Dkt. No. 3) – and this Court denied an earlier motion to proceed *in forma pauperis* in that appeal, certifying that the appeal was not taken in good faith for the reasons set forth in the March 20, 2013 order. *See* Dkt. No. 5.

Pursuant to Federal Rule of Appellate Procedure 24(a)(2), the Court DENIES plaintiff's motion to proceed *in forma pauperis* on appeal and certifies that the appeal is not taken in good faith. The appeal is frivolous for the additional reason that it is untimely and duplicative of the earlier appeal.

**The Clerk shall not accept any further filings in this closed miscellaneous case.**

**IT IS SO ORDERED.**

Dated: April 21, 2021



SUSAN ILLSTON  
United States District Judge