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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

WILLIE WEAVER,

No. C 14-1970 RS (PR)

Plaintiff,

**ORDER REOPENING ACTION;**

v.

**ORDER OF DISMISSAL;**

THIRD WATCH, et al.,

**ORDER DENYING LEAVE TO  
PROCEED IN FORMA PAUPERIS**Defendants.  

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12 This civil rights action was dismissed because plaintiff failed to pay the filing fee or  
13 file a complete application to proceed *in forma pauperis* (“IFP”). He since has filed a  
14 complete IFP application, which the Court construes as containing a motion to reopen the  
15 action. So construed, it is GRANTED. The action is REOPENED, and the Clerk is directed  
16 to amend the docket accordingly. The judgment (Docket No. 4) and the order of dismissal  
17 (Docket No. 3) are VACATED.

18 Plaintiff claims that he has not received his shaving razors on some days. It is clear  
19 that such claims are frivolous and that relief could not be granted under any set of facts that  
20 could be proved consistent with the allegations. *Hishon v. King & Spaulding*, 467 U.S. 69,  
21 73 (1984). The claims are DISMISSED with prejudice. Plaintiff’s application for leave to  
22 proceed *in forma pauperis* (Docket No. 5) is DENIED because the action is frivolous.  
23 *Tripati v. First Nat. Bank & Trust*, 821 F.2d 1368, 1370 (9th Cir. 1987). The Clerk shall  
24 terminate Docket No. 5, enter judgment in favor of defendants, and close the file.

**IT IS SO ORDERED.**

DATED: August 1, 2014

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RICHARD SEEBOR  
United States District Judge

No. C 14-1970 RS (PR)  
ORDER OF DISMISSAL