

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3
4 TERRANCE RAY LINCOLN,

5 Petitioner,

6 v.

7 WILLIAM SULLIVAN, Warden,

8 Respondent.

Case No. 15-cv-02686-HSG (PR)

**ORDER DENYING MOTION TO
PROCEED IN FORMA PAUPERIS ON
APPEAL; DIRECTIONS TO CLERK**

Re: Dkt. No. 42

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10 On June 16, 2015, petitioner, a California prisoner proceeding *pro se*, filed the above-titled
11 petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, challenging the validity of a
12 judgment obtained against him in state court. On March 7, 2017, the Court denied the petition on
13 the merits and denied a certificate of appealability. On January 26, 2018, the Court granted
14 petitioner an extension of time in which to file a notice of appeal, and petitioner filed his notice of
15 appeal on February 16, 2018.

16 Petitioner has filed an application to proceed in forma pauperis, which the Court construes
17 as a motion to proceed in forma pauperis on appeal. In its order denying the petition, the Court
18 declined to issue a certificate of appealability, thus determining there were no valid grounds for an
19 appeal. Consequently, petitioner fails to show good cause to proceed in forma pauperis on appeal.


20 Accordingly, the motion to proceed in forma pauperis on appeal is hereby DENIED.

21 The Clerk shall send a copy of this order to petitioner and to the Ninth Circuit Court of
22 Appeals, where petitioner may renew his motion. *See* Fed. R. App. P. 24(a).

23 This order terminates Docket Number 42.

24 **IT IS SO ORDERED.**

25 Dated: 3/12/2018

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28 HAYWOOD S. GILLIAM, JR.
United States District Judge