

1 such claims.” Doc. No. 7, Order of 11/16/2009, at p. 2.

2 On February 2, 2010, the Court dismissed the action without prejudice for failure to pay
3 the filing fee. The Court denied Plaintiff’s subsequent motion for relief. On June 7, 2010,
4 Plaintiff filed a notice of appeal. On June 23, 2010, Plaintiff filed a motion for leave to proceed
5 on appeal *in forma pauperis* and a motion for appointment of appellate counsel. On July 1, 2010
6 and July 7, 2010, Plaintiff filed additional motions for leave to proceed on appeal *in forma*
7 *pauperis*.

8 Plaintiff’s motions are DENIED. Plaintiff failed to pay the filing fee within the time
9 provided and his action was dismissed without prejudice on that basis. Plaintiff has failed to
10 present any facts indicating that the dismissal was in error or that he could state a cognizable
11 claim even if the action were reinstated.

12 Plaintiff is advised that he may file applications for *in forma pauperis* status and for
13 appointment of counsel in the Court of Appeals.

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16 DATED: July 15, 2010

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18 JEREMY FOGHL
United States District Judge



1 Copies of Order served on:

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