

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION

WESLEY EUGENE DOLLAR,	:	
	:	
Plaintiff	:	
	:	
VS.	:	NO. 5:10-CV-208 (MTT)
	:	
ALAN CARTER, <i>et al.</i> ,	:	
	:	
Defendants	:	

**ORDER**

Plaintiff **WESLEY EUGENE DOLLAR**, has filed a second motion to proceed *in forma pauperis* on appeal (Doc. 75) from the Court’s July 26, 2011 Order that adopted the United States Magistrate Judge’s Recommendation that Plaintiff’s 42 U.S.C. § 1983 action be dismissed. (Doc. 54). In the Court’s best judgment, an appeal from that Order cannot be taken in good faith. 28 U.S.C. § 1915(a)(3).

Having been carefully considered, plaintiff’s motion to proceed *in forma pauperis* on appeal is hereby **DENIED**.

If plaintiff wishes to proceed with his appeal, he must pay the entire \$455.00 appellate filing fee. Because plaintiff has stated that he cannot pay the \$455.00 immediately, he must pay using the partial payment plan described under 28 U.S.C. § 1915(b). Pursuant to §1915(b), the prison account custodian where plaintiff is incarcerated shall cause to be remitted to the Clerk of this Court monthly payments of 20% of the preceding month’s income credited to plaintiff’s account until the \$455.00 appellate filing fee has been paid in full. Twenty percent of any deposits into the prisoner’s account shall be withheld by the prison account custodian who, on a monthly basis, shall forward the amount withheld from the prisoner’s account to the Clerk of this

Court each time the amount in the account exceeds \$10.00 until the total filing fee of \$455.00 has been paid. Checks should be made payable to "Clerk, U.S. District Court."

The Clerk of Court is **DIRECTED** to mail a copy of this Order to the custodian of the prison in which plaintiff is incarcerated.

**SO ORDERED AND DIRECTED** this 20th day of October, 2011.

S/ Marc T. Treadwell  
MARC T. TREADWELL, JUDGE  
UNITED STATES DISTRICT COURT