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

TROY ANTHONY HARDEN,	:	
Petitioner,	:	
VS.	:	
	:	**CIVIL ACTION: 5:12-CV-218 (MTT)**
KENNETH VAUGHN,	:	
Respondent.	:	

ORDER

Petitioner **TROY ANTHONY HARDEN** has filed a motion for leave to proceed *in forma pauperis* on appeal. (Doc. 41). In a Recommendation dated August 21, 2013, the United States Magistrate Judge recommended that a Certificate of Appealability ("COA") be denied in this 28 U.S.C. § 2254 action. (Doc. 36). The United States District Court adopted the Recommendation on September 30, 2013. (Doc. 38). Because Petitioner is not entitled to a COA, he is not entitled to appeal *in forma pauperis*. Accordingly, Petitioner's motion to proceed *in forma pauperis* on appeal is **DENIED**.

SO ORDERED, this 20th day of December, 2013.

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

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