

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
VALDOSTA DIVISION**

DERALL B. PALMORE,	:	
	:	
Petitioner,	:	
	:	
VS.	:	
	:	NO. 7:12-CV-71 (HL)
Warden DONALD BARROW,	:	
	:	
Respondent.	:	<b><u>ORDER</u></b>

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Before the Court is Petitioner **DERALL B. PALMORE'S** motion for leave to proceed *in forma pauperis* ("IFP") on appeal (Doc. 21). On June 5, 2013 (Doc. 16), the undersigned adopted the recommendation of the Magistrate Judge that Petitioner's 28 U.S.C. § 2254 motion be denied and that his motion for a certificate of appealability ("COA") be denied. For the reasons stated in the Magistrate Judge's recommendation, the Court finds that Petitioner does not have a non-frivolous issue for appeal. *See* 28 U.S.C. § 1915(a)(3). Accordingly, Petitioner's motion to proceed IFP on appeal is **DENIED**.

**SO ORDERED**, this 23<sup>rd</sup> day of September, 2013.

*s/ Hugh Lawson*  
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 HUGH LAWSON  
 UNITED STATES DISTRICT JUDGE

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