

fees and costs;

(B) claims an entitlement to redress; and

(C) states the issues that the party intends to present on appeal.

[Fed. R. App. P. 24\(a\)\(1\)](#). The court has carefully reviewed the record. Plaintiff has filed an Affidavit to proceed without payment of fees that declares he is entitled to the relief sought in his Complaint. (Filing No. [17](#) at CM/ECF pp. 1-2.) Therefore, Plaintiff's Motion for Leave to Appeal IFP is granted.

II. REMAINING MOTIONS

Plaintiff also filed a Motion for an Extension of Time to file a motion for reconsideration (filing no. [13](#)), and a Motion to Continue for the Purpose of Appeal (filing no. [15](#)). However, Plaintiff's October 2, 2009 Notice of Appeal renders these Motions moot.

IT IS THEREFORE ORDERED that:

1. Plaintiff's Motion for Leave to Appeal in forma pauperis (filing no. [17](#)) is granted
2. The Clerk of the court shall provide the Court of Appeals with a copy of this Memorandum and Order.
3. Plaintiff's Motion for an Extension of Time to file a motion for reconsideration (filing no. [13](#)) and a Motion to Continue for the Purpose of Appeal (filing no. [15](#)) are denied as moot.

November 25, 2009.

BY THE COURT:

Richard G. Kopf

United States District Judge

*This opinion may contain hyperlinks to other documents or Web sites. The U.S. District Court for the District of Nebraska does not endorse, recommend, approve, or guarantee any third parties or the services or products they provide on their Web sites. Likewise, the court has no agreements with any of these third parties or their Web sites. The court accepts no responsibility for the availability or functionality of any hyperlink. Thus, the fact that a hyperlink ceases to work or directs the user to some other site does not affect the opinion of the court.