

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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ALBERT HICKS,

Petitioner,

-against-

ORDER  
13-CV-3316 (SJF)

M. CAPRA, SUPERINTENDENT SING SING  
CORRECTIONAL FACILITY,

Respondent.

-----X  
FEUERSTEIN, District Judge:

**FILED**  
IN CLERK'S OFFICE  
U S DISTRICT COURT E D N Y

★ JUN 13 2013 ★

**LONG ISLAND OFFICE**

On June 3, 2013, petitioner, Albert Hicks ("petitioner"), filed a *pro se* petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Accompanying the petition is an application to proceed *in forma pauperis*. Upon review of the application, the Court finds that petitioner's financial status, as set forth in petitioner's declaration, qualifies him to commence this action without prepayment of the \$5.00 filing fee. Accordingly, petitioner's application to proceed *in forma pauperis* is granted. The Clerk is directed to mail a copy of this Order to the petitioner. The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith and therefore *in forma pauperis* status is denied for the purpose of any appeal. See Coppedge v. United States, 369 U.S. 438, 444-45, 82 S. Ct. 917, 8 L. Ed. 2d 21 (1962).

SO ORDERED.

s/ Sandra J. Feuerstein

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Sandra J. Feuerstein  
United States District Judge

Dated: June 13, 2013  
Central Islip, New York