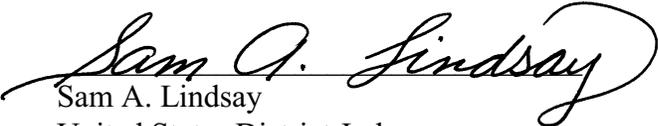




**extends** Plaintiffs' deadline to appeal under Fed. R. App. 4(b)(5) to June 6, 2017, such that their Notice of Appeal filed June 6, 2017, is **deemed timely**.

Notwithstanding the court's decision to grant the requested extension, it prospectively **certifies** that any appeal of this action would not be taken in good faith. *See* 28 U.S.C. § 1915(a)(3); Fed. R. App. P. 24(a)(3). In support of this certification, the court **incorporates** by reference the magistrate judge's prior Report (Doc. 21) and this court's order (Doc. 24). *See Baugh v. Taylor*, 117 F.3d 197, 202 and n.21 (5th Cir. 1997). For the reasons set forth in the magistrate judge's prior Report (Doc. 21) and this court's order (Doc. 24), the court finds that any appeal of this action would present no legal point of arguable merit and would, therefore, be frivolous. *See Howard v. King*, 707 F.2d 215, 220 (5th Cir. 1983). In the event of an appeal, Plaintiff may challenge this certification by filing a separate motion to proceed *in forma pauperis* on appeal with the clerk of the United States Court of Appeals for the Fifth Circuit. *See Baugh*, 117 F.3d at 202; Fed. R. App. P. 24(a)(5).

**It is so ordered** this 9th day of June, 2017.

  
Sam A. Lindsay  
United States District Judge