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UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse
Room 2722 - 219 S. Dearborn Street
Chicago, Illinois 60604



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ORDER

October 6, 2020

Before

FRANK H. EASTERBROOK, *Circuit Judge*
MICHAEL B. BRENNAN, *Circuit Judge*

| | |
|---|--|
| No. 20-2342 | BRENDA L. WHITE, Plaintiff - Appellant v. WISHARD HOSPITAL, Defendant - Appellee |
| Originating Case Information: | |
| District Court No: 1:20-cv-00873-JPH-MJD Southern District of Indiana, Indianapolis Division District Judge James P. Hanlon | |

Upon consideration of the **MOTION TO PROCEED ON APPEAL IN FORMA PAUPERIS**, filed on August 11, 2020, by the pro se appellant,

IT IS ORDERED that the motion for leave to proceed on appeal in forma pauperis is **DENIED**. Appellant has not identified a potentially meritorious argument that the district court erred in dismissing the complaint for lack of jurisdiction. Appellant shall pay the required docketing fee within 14 days, or else this appeal will be dismissed for failure to prosecute pursuant to Circuit Rule 3(b).

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

BRENDA L. WHITE,

Plaintiff,

v.

WISHARD HOSPITAL,

Defendant.

No. 1:20-cv-00873-JPH-MJD

**ORDER DENYING REQUEST TO PROCEED ON
APPEAL IN FORMA PAUPERIS**

Plaintiff Brenda White seeks leave to proceed on appeal without prepaying the appellate fees. Dkt. 15. However, an appeal may not be taken in *forma pauperis* if the trial court certifies that the appeal is not taken in "good faith." 28 U.S.C. § 1915(a)(3). "Good faith," in the context of § 1915(a)(3), refers to the "more common legal meaning of the term, in which to sue in bad faith means merely to sue on the basis of a frivolous claim." *Lee v. Clinton*, 209 F.3d 1025, 1026 (7th Cir. 2000). In other words, § 1915(a)(3)'s "good faith" determination is not about the plaintiff's sincerity in requesting appellate review. See *Coppedge v. United States*, 369 U.S. 438, 444–45 (1962). A sincere litigant still lacks objective "good faith" under § 1915(a)(3) if his claim is one that "no reasonable person could suppose to have any merit." *Lee*, 209 F.3d at 1026.

Under this standard, Ms. White's request to appeal *in forma pauperis* must be denied. She seeks to appeal the Court's judgment that this case is

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available in the
Clerk's Office.**