

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 22-2469

Courtney Green

Appellant

v.

Kansas City Public Library, Waldo Branch

Appellee

Appeal from U.S. District Court for the Western District of Missouri - Kansas City
(4:21-cv-00943-FJG)

ORDER

The petition for rehearing by the panel is denied.

September 07, 2022

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

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Defendant - Appellee

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(4:21-cv-00943-FJG)

JUDGMENT

Before LOKEN, COLLOTON, and GRASZ, Circuit Judges.

The court has carefully reviewed the original file of the United States District Court and orders that this appeal be dismissed for lack of jurisdiction as the appeal is untimely. Appellant's motion for leave to proceed in forma pauperis is denied as moot.

July 28, 2022

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

The 30-day deadline for filing a notice of appeal has expired for both Case No. 21-00943 and Case No. 22-00086, see Fed. R. App. P. 4(a)(1)(A). Upon consideration, Plaintiff's motion for extension of time will be **DENIED**, as plaintiff failed to timely move for an extension of time after the Court entered its order in Case Nos. 21-00943 and 22-00086, and plaintiff has not shown good cause or excusable neglect for missing the appeal deadline in either of those cases. See Fed. R. App. P. 4(a)(5).

IT IS SO ORDERED.

Date: May 9, 2022
Kansas City, Missouri

S/ FERNANDO J. GAITAN, JR.
Fernando J. Gaitan, Jr.
United States District Judge

benefits over the past 12 months, and that those benefits expired on September 13, 2021.

Plaintiff states her monthly rental or house payment obligation is "n/a." Plaintiff otherwise indicates that her monthly obligations include the following: \$850 in household expenses; \$150 in grocery expenses. Plaintiff lists no other expenses.

Based upon the information provided in plaintiff's affidavit, the Court cannot determine that plaintiff is sufficiently impoverished to be granted leave to proceed in forma pauperis. Therefore, the Court will **DENY** plaintiff's application for leave to file this action without payment of fees (Doc. No. 1). If plaintiff wishes to file her Complaint, she shall pay the filing fee on or before **March 7, 2022**.

IT IS SO ORDERED.

Date: January 10, 2022
Kansas City, Missouri

S/ FERNANDO J. GAITAN, JR.
Fernando J. Gaitan, Jr.
Chief United States District Judge