

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

NOV 17 2023

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

JAMES L. MILLER,

Plaintiff-Appellant,

v.

SCOTT S. HARRIS, Individual and Official
Capacity,

Defendant-Appellee.

No. 23-55371

D.C. No. 2:23-cv-01223-AB-KS
Central District of California,
Los Angeles

ORDER

Before: SILVERMAN, WARDLAW, and TALLMAN, Circuit Judges.

On April 24, 2023, this court ordered appellant to explain in writing why this appeal should not be dismissed as frivolous. *See* 28 U.S.C. § 1915(e)(2) (court shall dismiss case at any time, if court determines it is frivolous or malicious).

Upon a review of the record and the response to the court's April 24, 2023 order, we conclude this appeal is frivolous. We therefore deny appellant's motion to proceed in forma pauperis (Docket Entry No. 6) and dismiss this appeal as frivolous, pursuant to 28 U.S.C. § 1915(e)(2).

No further filings will be entertained in this closed case.

DISMISSED.

Appendix - A
(19) of (19)