

## APPENDIX

2. Third Circuit Order (Apr. 18, 2025) ..... App. [ ]

**ALD-121**

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

C.A. No. **25-1121**

JAMEEL IBRAHIM, Appellant

VS.

UNITED STATES OF AMERICA

(D.N.J. Civ. No. 2:24-cv-10569)

Present: BIBAS, PORTER, and MONTGOMERY-REEVES, Circuit Judges

Submitted are:

- (1) By the Clerk for possible dismissal due to a jurisdictional defect;
- (2) By the Clerk for possible dismissal pursuant to 28 U.S.C. § 1915(e)(2) or summary action pursuant to Third Circuit L.A.R. 27.4 and I.O.P. 10.6;
- (3) Appellant's "Brief in support of Appeal"; and
- (4) Appellant's filing received on February 24, 2025, which may be construed as a document in support of this appeal

in the above-captioned case.

Respectfully,

Clerk

(Continued)

RE: Ibrahim v. United States  
C.A. No. 25-1121  
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ORDER

Appellant appeals from the District Court's January 6, 2025 order denying his motion to proceed in forma pauperis ("IFP") without prejudice to his ability to refile that motion using the standard long-form IFP application (AO-239). We note that Appellant filed that long-form application on January 14, 2025 — the same day that he filed this appeal. Absent exceptions that do not apply here, our appellate jurisdiction is limited to reviewing "final" decisions of the district courts. See 28 U.S.C. § 1291. "Ordinarily, an order that . . . denies an [IFP] motion without prejudice is neither final nor appealable." Redmond v. Gill, 352 F.3d 801, 803 (3d Cir. 2003) (per curiam). Because Appellant's case does not present any circumstances that would warrant departing from this rule, cf. id., we must dismiss this appeal for lack of jurisdiction. In view of this disposition, we do not decide whether it would be appropriate to dismiss this appeal under 28 U.S.C. § 1915(e)(2) or resolve it via summary action.

By the Court,

s/David J. Porter  
Circuit Judge

Dated: April 18, 2025  
CLW/cc: Mr. Jameel Ibrahim  
John F. Basiak, Jr., Esq.



A True Copy:

*Patricia S. Dodszeit*

Patricia S. Dodszeit, Clerk  
Certified Order Issued in Lieu of Mandate

OFFICE OF THE CLERK

PATRICIA S. DODSZUWEIT

**UNITED STATES COURT OF APPEALS**

TELEPHONE

CLERK

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April 18, 2025

John F. Basiak Jr., Esq.  
Office of United States Attorney  
402 E State Street  
Suite 430  
Trenton, NJ 08608

Jameel Ibrahim  
1 Woods Aly  
Apt 1C  
Mount Holly, NJ 08060

RE: Jameel Ibrahim v. USA  
Case Number: 25-1121  
District Court Case Number: 2:24-cv-10569

ENTRY OF JUDGMENT

Today, **April 18, 2025**, the Court issued a case dispositive order in the above-captioned matter which serves as this Court's judgment. Fed. R. App. P. 36.

If you wish to seek review of the Court's decision, you may file a petition for rehearing. The procedures for filing a petition for rehearing are set forth in Fed. R. App. P. 35 and 40, 3rd Cir. LAR 35 and 40, and summarized below.

Time for Filing:

14 days after entry of judgment.

45 days after entry of judgment in a civil case if the United States is a party.

Form Limits:

3900 words if produced by a computer, with a certificate of compliance pursuant to Fed. R. App. P. 32(g).

15 pages if hand or type written.

Attachments:

A copy of the panel's opinion and judgment only.

Certificate of service.

Certificate of compliance if petition is produced by a computer.

No other attachments are permitted without first obtaining leave from the Court.

Unless the petition specifies that the petition seeks only panel rehearing, the petition will be construed as requesting both panel and en banc rehearing. A party seeking both forms of rehearing must file the petitions as a single document. Fed. R. App. P. 40(a).

Please consult the Rules of the Supreme Court of the United States regarding the timing and requirements for filing a petition for writ of certiorari.

Very truly yours,  
Patricia S. Dodszuweit, Clerk

By: s/Carmella  
Case Manager  
267-299-4928

cc: Melissa E. Rhoads

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

JAMEEL IBRAHIM,

Plaintiff,

v.

THE UNITED STATES OF AMERICA,

Defendant.

Civil Action No. 24-10569 (JXN) (JRA)

**ORDER**

**NEALS, District Judge**

**THIS MATTER** This matter comes before the Court upon *pro se* Plaintiff Jameel Ibrahim's ("Plaintiff") application to proceed *in forma pauperis* ("IFP") pursuant to 28 U.S.C. § 1915. (IFP Appl., ECF No. 1-2.) Plaintiff has not submitted the long-form IFP application (AO-239) required by the District Court to adjudicate his indigent status. Here, the Court finds good cause to afford Plaintiff the opportunity to file the appropriate long-form IFP application. Accordingly,

**IT IS** on this 6<sup>th</sup> day of January 2025,

**ORDERED** that:

1. Plaintiff's application to proceed *in forma pauperis* (ECF No. 1-1) is **DENIED WITHOUT PREJUDICE**;
2. The Clerk shall **CLOSE** this matter;
3. By **January 20, 2025**, Plaintiff may submit a new *in forma pauperis* application, the form of which is attached to this Order. Alternatively, by **January 20, 2025**, Plaintiff may submit the \$405 filing fee, and the Clerk will reopen the matter; and

4. The Clerk of Court shall serve a copy of this Order and an *in forma pauperis* application upon Plaintiff by regular U.S. mail.



HONORABLE JULIEN XAVIER NEALS  
United States District Judge

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 25-1121

Ibrahim v. United States  
(D. N.J. No. 2:24-cv-10569)

To: Clerk

- 1) Motion by Appellant for Leave to Appeal In Forma Pauperis

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The foregoing motion to proceed in forma pauperis is granted. Appellant was previously advised that the appeal will be submitted for possible dismissal due to a question regarding jurisdiction. The appeal will also be submitted to a panel of this court for determination under 28 U.S.C. Section 1915(e)(2) as to whether the appeal will be dismissed as legally frivolous or whether summary action under Third Circuit L.A.R. 27.4 and I.O.P. 10.6 is appropriate. In making this determination, the district court opinion and record will be examined. Appellant may submit argument, which should not exceed 5 pages, in support of the appeal. The document, with certificate of service, must be filed with the clerk within 21 days of the date of this order. Appellee need not file a response unless directed to do so. The Court may reconsider in forma pauperis status or request additional information at any time during the course of this appeal.

For the Court,

s/ Patricia S. Dodszuweit  
Clerk

Dated: February 5, 2025  
CLW/cc: Mr. Jameel Ibrahim  
John F. Basiak, Jr., Esq.



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ORDER

Appellant appeals from the District Court's January 6, 2025 order denying his motion to proceed in forma pauperis ("IFP") without prejudice to his ability to refile that motion using the standard long-form IFP application (AO-239). We note that Appellant filed that long-form application on January 14, 2025 — the same day that he filed this appeal. Absent exceptions that do not apply here, our appellate jurisdiction is limited to reviewing "final" decisions of the district courts. See 28 U.S.C. § 1291. "Ordinarily, an order that . . . denies an [IFP] motion without prejudice is neither final nor appealable." Redmond v. Gill, 352 F.3d 801, 803 (3d Cir. 2003) (per curiam). Because Appellant's case does not present any circumstances that would warrant departing from this rule, cf. id., we must dismiss this appeal for lack of jurisdiction. In view of this disposition, we do not decide whether it would be appropriate to dismiss this appeal under 28 U.S.C. § 1915(e)(2) or resolve it via summary action.

By the Court,

s/David J. Porter  
Circuit Judge

Dated: April 18, 2025  
CLW/cc: Mr. Jameel Ibrahim  
John F. Basiak, Jr., Esq.



A True Copy:

*Patricia A. Dodszeit*

Patricia S. Dodszeit, Clerk  
Certified Order Issued in Lieu of Mandate

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 25-1121

Ibrahim v. USA

To: Clerk

- 1) Document filed by Appellant titled Current Status
- 2) Document filed by Appellant titled Judicial Notice

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No action will be taken on your documents as your case was closed by order dated April 18, 2025. If you wish to seek review of this order, you must file a petition for rehearing within 14 days of the date of the order, with a certificate of service. If the time for seeking a rehearing has passed, you must file a motion for permission to file a petition for rehearing out of time.

For the Court,

s/ Patricia S. Dodszuweit  
Clerk

Dated: April 30, 2025  
CLW/cc: Mr. Jameel Ibrahim  
John F. Basiak, Jr., Esq.