

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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HARRISON FRANKLIN,

Plaintiff,

v.

ORDER

02-C-618-C

GARY R. McCAUGHTRY, GERALD BERGE,  
PAULINE BELGADO, SARGENT SIEDOSCHLAG,  
PETER HUIBREGTSE, LINDA HODDY-TRIPP,  
JIM WEGNER, SARGENT LIND, CAPTAIN JOHN P  
GRAHL, SARGENT DAN MEEHAN, CO II MIKE  
GLAMAN, NURSE HOLLY MEIER, PAM BARTELS,  
TODD BAST and STEVEN SCHOELER

Defendants.  
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Plaintiff Franklin has written to ask that the court order the Department of Corrections to reimburse his trust fund account for fees he believes he was wrongly charged for filing an appeal in March of 2004. In particular, plaintiff states that at that time, the fee for filing an appeal was \$105, not \$255, yet \$255 is being collected from his account.

Plaintiff is mistaken about the fee he owes for filing appeal no. 04-1672 in this case. 28 U.S.C. § 1913 provides that the fees and costs to be charged and collected in each court

of appeals shall be prescribed from time to time by the Judicial Conference of the United States. This court's records reflect that at its September 2003 session, the Judicial Conference increased the fee for filing an appeal from \$105 to \$255 effective November 1, 2003. Therefore, the \$255 fee plaintiff has been assessed for filing his appeal in this case is not in error.

#### ORDER

IT IS ORDERED that plaintiff's request for an order directing the Department of Corrections to reimburse his trust fund account for amounts he may have paid over \$105 for filing appeal no. 04-1672 is DENIED.

Entered this 1st day of May, 2007.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge