

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

ALEKSANDRA CICHOWSKI and
JANINA SEHMANN,

ORDER

Petitioners,

06-C-213-C

v.

USA; STATE OF WISCONSIN; STATE OF
WISCONSIN DMV; STATE CAPITOL,
Madison, WI; SAUK COUNTY; SAUK
COUNTY BUILDING, Baraboo, Wisconsin;
HONORABLE JUDGE EVENSON, REYNOLDS
and NOWAKOWSKI (petition to review cases
02CV31, 03CV338, 04CV252); SAUK COUNTY
COURTHOUSE, 515 Oak St.; and SAUK COUNTY
BUILDING, 505 Broadway, Baraboo; DIRECTOR
OF COURTS, State Capitol, Madison, Wisconsin;
GENERAL CASUALTY INSURANCE; JASON
VAN RITE and SANDRA VOMASTIC, One
General Drive, Sun Prairie, Wisconsin; COPART
AUTO AUCTION; JULIE GHERRTKE;
GRETCHEN SCOTT; BRANDY KRAUSE; D. GANON,
5448 Lien Road, Madison, WI, 53704; ROBERT
WIXON, 22 East Mifflin St., Suite 702, Madison;
DANIEL JUNGEN, 15800 West Bluemound Rd.,
Brookfield, WI, 53008; FRED HOLLENBECK and
TOM CASEY; CURAN HOLLENBECK AND ORTON,
S.C.; DEBBIE KING, a/k/a Debra Fitsh, 111 Oak St.,
Mauston, WI, 54948; THE BANK OF MAUSTON, 503
Hwy. 82 E., Mauston, WI, 53948; ROBERT FAIT;
THE BANK OF MAUSTON PRESIDENT;
TOM SCHMIDT; THE BANK OF MAUSTON, 503
Hwy. 82 E., Mauston, WI, 53948, Phone 1608 562-5883;
KELLY HONNOLD; THE BANK OF MAUSTON,
503 Hwy. 82 E, Mauston, WI, 53948; GENE

WIEGEND; COUNTY COORDINATOR,
505 Broadway, Baraboo, WI, 53913;
BRANDT BAILEY, 505 Broadway, Baraboo, WI, 53913;
WAYNE MAFFEI; CROSS, JENKS, MERCER AND
MAFFEI, 221 Third Ave., Baraboo, WI, 53913;
M & I BANK and BANK PRESIDENT; DEBRA KING,
221 West College Ave., Appleton, WI, 54912; MARK
L. KRUEGER; GREELHALGH AND KRUEGER, S.C.,
Lawyers, 123 Second Avenue, Baraboo, WI 53913,

Defendants.

Petitioners Aleksandra Cichowski and Janina Sehmman have filed a notice of appeal from the judgment entered herein on May 3, 2006, dismissing their case as legally meritless or as duplicative of claims Aleksandra Chicowski raised in an earlier lawsuit. Because petitioners have not paid the \$455 fee for filing a notice of appeal, I construe the notice as including a request for leave to proceed in forma pauperis on appeal.

Petitioners' request for leave to proceed in forma pauperis on appeal will be denied, because I am certifying that their appeal is not taken in good faith. In Lucien v. Roegner, 682 F.2d 625, 626 (7th Cir. 1982), the court of appeals instructed district courts to find bad faith where a petitioner is appealing the same claims the court found to be without legal merit in denying petitioner leave to proceed on her complaint. See Lee v. Clinton, 209 F.3d 1025 (7th Cir. 2000). Petitioners are trying to appeal the same claims I have found to lack legal merit or duplicate claims resolved in an earlier lawsuit. Because there is no legally

meritorious basis for petitioners' appeal, I must certify that the appeal is not taken in good faith.

ORDER

IT IS ORDERED that petitioners' request for leave to proceed in forma pauperis on appeal is DENIED. I certify that petitioners' appeal is not taken in good faith.

Entered this 13th day of June, 2006.

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