

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

BRENDA C. ARMSTEAD,

Petitioner,

v.

JOHN HARKNESS, JR.,

Respondent.

ORDER

02-C-687-C

BRENDA C. ARMSTEAD,

Petitioner,

v.

PATRICIA WILLIAMS,

Respondent.

02-C-688-C

Petitioner Brenda C. Armstrong has requested that these cases be heard by the United States Supreme Court. In judgments entered on December 30, 2002, case no. 02-C-688-C was dismissed for lack of jurisdiction and in case no. 02-C-667-C, petitioner was denied leave to proceed in forma pauperis because her claim was frivolous. (Petitioner was trying

to sue a member of the Florida Bar's disciplinary committee for failing to discipline a prosecutor who had refused to bring criminal charges against someone petitioner wanted prosecuted.) I construe petitioner's request that her cases be reviewed by the United States Supreme Court and requests for leave to proceed in forma pauperis on appeal.

Petitioner's requests for leave to proceed in forma pauperis on appeal will be denied, because I am certifying that her appeals are 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). Petitioner is trying to appeal in case no. 02-C-667-C the same legally frivolous claim she raised in her complaint in this court. In addition, she appears to be seeking a second opinion whether the incomprehensible allegations in her complaint in case no. 02-C-668-C have the necessary substance to make out a federal claim. Because she has suggested no legally meritorious reason for taking an appeal and I can think of none, I will certify that her appeals are not taken in good faith.

Accordingly, IT IS ORDERED that petitioner's request for leave to proceed in forma pauperis on appeal in these cases is DENIED. I certify that her appeals are not taken in good faith.

Entered this 27th day of January, 2003.

BY THE COURT:

BARBARA B. CRABB
District Judge