

MANDATE

S.D.N.Y.-N.Y.C.
07-cv-6870
Batts, J.

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 14th day of February, two thousand thirteen.

Present:

Peter W. Hall,
Christopher F. Droney,*
Circuit Judges.

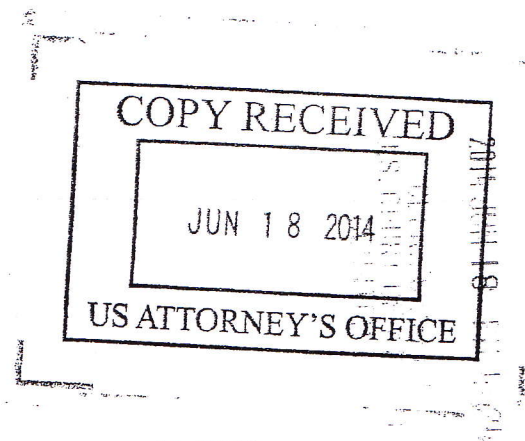
Reena Sheela Cunningham,

Plaintiff-Appellant,

v.

Sean McCluskey, *et al.*,

Defendants-Appellees.



12-3931

Appellant, *pro se*, moves for leave to proceed *in forma pauperis*. Upon due consideration, it is hereby ORDERED that the motion is DENIED and the appeal is DISMISSED because it lacks an arguable basis in law or fact. See 28 U.S.C. § 1915(e); *Neitzke v. Williams*, 490 U.S. 319, 325 (1989) (defining when an action lacks an arguable basis in law or fact).

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit







* Judge Debra Ann Livingston, originally a member of the panel, recused herself subsequent to the date the motion was submitted. Because the remaining members of the Panel are in agreement, we have decided this case in accordance with IOP E of the Local Rules and Internal Operating Procedures of this Court.

SAO-NS

MANDATE ISSUED ON 04/10/2013