



February 2, 2015, the court denied the second Motion for Reconsideration as untimely and noted that, even if it were timely filed, it did not raise any new arguments.

The plaintiff has now filed a motion entitled "Motion for Writ of Error." The plaintiff seeks reconsideration of the court's ruling denying his second Motion for Reconsideration. The plaintiff disagrees with the court's ruling and the court's dismissal of his complaint, but does not present any new arguments. Instead, he reiterates the same arguments he raised in his first and second motions for reconsideration. The Motion for Writ of Error which seeks reconsideration of the Ruling denying the second Motion for Reconsideration is denied.

### **CONCLUSION**

The Motion for Writ of Error (Doc. No. 11) is **DENIED**. If the plaintiff chooses to appeal this decision, he may not do so in forma pauperis because such an appeal would not be taken in good faith. See 28 U.S.C. § 1915(a)(3).<sup>1</sup> If the Clerk did not already mail the plaintiff appeal forms at the time Judgment entered for the defendants, she shall mail the plaintiff Appeal forms with a copy of this order.

**SO ORDERED.**

Dated at New Haven, Connecticut, this 23rd day of March, 2015.

/s/ Janet C. Hall  
Janet C. Hall  
United States District Judge

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<sup>1</sup> Although the court has ruled that, if the plaintiff chooses to appeal he would not be permitted to do so in forma pauperis because such an appeal would not be taken in good faith, he is not precluded from filing an appeal. See Cruz v. Hauck, 404 U.S. 59, 62 (1971) (if district court certifies that an appeal would not be taken in good faith, "then an indigent may ask the court of appeals for permission to proceed in forma pauperis"); Rule 24(a)(5), Fed. R. App. P.