

United States Court of Appeals
for the Fifth Circuit

No. 23-60222
Summary Calendar

United States Court of Appeals
Fifth Circuit
FILED
November 17, 2023
Lyle W. Cayce
Clerk

AKECHETA A. MORNINGSTAR, PH.D.,

Plaintiff—Appellant,

versus

AMERICAN INTERNATIONAL GROUP,

Defendant—Appellee.

Appeal from the United States District Court
for the Northern District of Mississippi
USDC No. 3:23-CV-26

Before CLEMENT, ENGELHARDT, and OLDHAM, *Circuit Judges.*

PER CURIAM:*

Akecheta A. Morningstar, Ph.D., seeks leave to proceed in forma pauperis (IFP) on appeal. He argues that he is financially eligible and that the district court erred in dismissing his complaint for failure to state a nonfrivolous claim and in denying his motion for leave to proceed IFP on appeal. Because Morningstar has not demonstrated that he will raise a

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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nonfrivolous issue on appeal, his motion to proceed IFP is DENIED. *See* FED. R. APP. P. 24(a); *Baugh v. Taylor*, 117 F.3d 197, 202 (5th Cir. 1997). Because the appeal is frivolous, it is DISMISSED. *See Baugh*, 117 F.3d at 202 n.24; 5TH CIR. R. 42.2. Morningstar's motions to vacate the district court's order dismissing his complaint and to recuse certain judges of this court are DENIED.