

United States Court of Appeals for the Fifth Circuit

No. 25-60248
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED
November 6, 2025

Lyle W. Cayce
Clerk

MICHAEL LEE JORDAN,

Plaintiff—Appellant,

versus

RUSSELL HOUSTON, *CID Officer*; JOHN HUNT, *CID Director*; JOHN
DOE,

Defendants—Appellees.

Appeal from the United States District Court
for the Southern District of Mississippi
USDC No. 1:23-CV-190

Before SMITH, HAYNES, and OLDHAM, *Circuit Judges*.

PER CURIAM:*

Michael Lee Jordan, Mississippi prisoner # 34318, filed a 42 U.S.C. § 1983 lawsuit against, among others, Russell Houston and John Hunt. A magistrate judge, acting by consent, granted Houston's and Hunt's motion for summary judgment. Jordan now moves for this court to grant him leave to proceed in forma pauperis (IFP) so that he may challenge the magistrate

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

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judge's ruling. The magistrate judge denied IFP status, concluding that Jordan had not filed a timely notice of appeal and, accordingly, could not show that his appeal was taken in good faith. By moving this court for leave to proceed IFP, Jordan is challenging the magistrate judge's good-faith determination. *See Baugh v. Taylor*, 117 F.3d 197, 202 (5th Cir. 1997).

An untimely notice of appeal in a civil case deprives this court of jurisdiction. *Bowles v. Russell*, 551 U.S. 205, 213-14 (2007). Because Jordan did not file a timely notice of appeal from the magistrate judge's order granting summary judgment, this court lacks jurisdiction over the instant appeal. *See id.*; FED. R. APP. P. 4(a)(1)(A).

Accordingly, the appeal is DISMISSED for lack of jurisdiction. The IFP motion is DENIED as moot.