

MAR 24 2008

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MEL MARIN,

Plaintiff - Appellant,

v.

PAT HAHN; et al.,

Defendants - Appellees.

No. 06-56042

D.C. No. CV-06-00990-NAJ

MEMORANDUM*

Appeal from the United States District Court
for the Southern District of California
Napoleon A. Jones, District Judge, Presiding

Submitted March 18, 2008**

Before: CANBY, T.G. NELSON, and BEA, Circuit Judges.

Mel Marin appeals pro se from the district court's order denying his motion to proceed in forma pauperis. We have jurisdiction under 28 U.S.C. § 1291. We

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

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review for an abuse of discretion. *Tripati v. First Nat'l Bank & Trust*, 821 F.2d 1368, 1369 (9th Cir. 1987). We affirm.

The district court did not abuse its discretion by denying Marin's request to proceed in forma pauperis because Marin failed to verify his poverty adequately. *See United States v. McQuade*, 647 F.2d 938, 940 (9th Cir.1981) (**per curiam**) (**holding that motion made under 28 U.S.C. § 1915 was properly denied where "appellants were unable, or unwilling, to verify their poverty."**).

AFFIRMED.