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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Gina L. Samuels,

10 Plaintiff,

11 v.

12 Michael J. Astrue, et al.,

13 Defendants.

No. CV-12-01665-PHX-JAT

**ORDER**

14 Pending before the Court is Plaintiff's Motion for Leave to Proceed in Forma  
15 Pauperis (Doc. 29). The Court now rules on the motion.

16 **I. Background**

17 Plaintiff brought this action seeking review of an Administrative Law Judge  
18 ("ALJ")'s decision denying her Social Security benefits. (Doc. 1). Plaintiff paid the filing  
19 fee for her complaint. (*Id.*) The Court affirmed the ALJ's decision, (Doc. 24), and  
20 Plaintiff filed a notice of appeal to the Ninth Circuit Court of Appeals, (Doc. 26). Plaintiff  
21 now seeks to proceed *in forma pauperis* for her appeal. (Doc. 29).

22 **II. Legal Standard**

23 Federal Rule of Appellate Procedure ("FRAP") 24(a)(1) provides that generally "a  
24 party to a district-court action who desires to appeal in forma pauperis must file a motion  
25 in the district court." The movant must attach an affidavit that "shows in the detail  
26 prescribed by Form 4 of the Appendix of Forms the party's inability to pay or to give  
27 security for fees and costs; . . . claims an entitlement to redress; and states the issues that  
28 the party intends to present on appeal." Fed. R. App. P. 24(a)(1)(A)-(C).

1 **III. Analysis**

2 Plaintiff has submitted an affidavit showing her indigence in the detail prescribed  
3 by FRAP Form 4, (Doc. 29-1), and according to this affidavit, Plaintiff is unable to pay  
4 the costs of her appeal. Plaintiff's affidavit adequately states her issues on appeal and  
5 claims her entitlement to redress.

6 **IV. Conclusion**

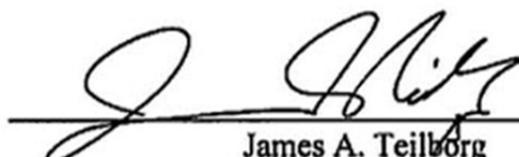
7 For the foregoing reasons,

8 **IT IS ORDERED** granting Plaintiff's Motion for Leave to Proceed in Forma  
9 Pauperis (Doc. 29).

10 **IT IS FURTHER ORDERED** that the Clerk of the Court shall forward a copy of  
11 this Order to the Ninth Circuit Court of Appeals.

12 Dated this 10th day of September, 2014.

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James A. Teilborg  
Senior United States District Judge