

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FORT SMITH DIVISION

CARL EDWARD MYERS

PLAINTIFF

v.

CASE No. 09- 2085

SENIOR ACTIVITY CENTER

DEFENDANT

**ORDER**

Carl Edward Myers submitted this pro se action for filing pursuant to Title VII of the Civil Rights Act and the Age Discrimination in Employment Act. We find the complaint should be provisionally filed prior to a determination regarding plaintiff's status as a pauper and service of process. The United States District Clerk is hereby directed to provisionally file the complaint and the Motion to Proceed *in forma pauperis*.

The undersigned will determine at a later time whether *in forma pauperis* status should be granted and whether the complaint should be served on the defendant.

IT SO ORDERED this 1<sup>st</sup> day of July 2009.

  
JAMES R. MARSCHEWSKI  
UNITED STATES MAGISTRATE JUDGE

U. S. DISTRICT COURT  
WESTERN DISTRICT ARKANSAS  
FILED

JUL 13 2009

CHRIS R. JOHNSON, CLERK

BY  DEPUTY CLERK