

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
TEXARKANA DIVISION

CLAUDE THORN

PLAINTIFF

vs.

Civil No. 4:06cv4007

TYSON FOODS, INC.

DEFENDANT

**ORDER**

Plaintiff has submitted for filing in this district a complaint pursuant to the Fair Labor Standards Act, along with an *in forma pauperis* application. We find the complaint should be provisionally filed prior to a determination regarding plaintiff's status as a pauper and service of process.<sup>1</sup> The United States District Clerk is hereby directed to file the complaint and *in forma pauperis* application.

IT IS SO ORDERED this 18th day of January 2006.

/s/ Bobby E. Shepherd

HON. BOBBY E. SHEPHERD

UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup>*Carney v. Houston*, 33 F.3d 893 (8th Cir. 1994); *Gentile v. Missouri Dept. of Corr. & Human Res.*, 986 F.2d 214 (8th Cir. 1993).