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**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

DANIEL PHELPS,

Plaintiff,

v.

MATTHEW L. POTTER,

Defendant.

Case No. 1:14-CV-00766-LJO-SMS

ORDER DENYING APPLICATION  
TO PROCEED *IN FORMA PAUPERIS*

(Doc. 2)

11 By motion filed May 20, 2014, Plaintiff Daniel Phelps seeks to proceed *in forma pauperis*.  
12 Plaintiff submitted an incomplete declaration that is not sufficient to make the showing required by  
13 28 U.S.C. § 1915(a). Specifically, Plaintiff indicated, in response to question 3d, that he receives  
14 disability or workers' compensation payments but failed to disclose the amount and frequency of  
15 payments that he receives, and the amount he expects to continue to receive. In addition, Plaintiff's  
16 response to question 6 is illegible.  
17

18 Accordingly, the Court denies Plaintiff's motion to proceed *in forma pauperis*. Plaintiff may  
19 submit a new application to proceed *in forma pauperis* in accordance with this order within thirty  
20 (30) days. If the Clerk of Court does not receive either a revised *in forma pauperis* application or the  
21 filing fee within thirty days of this order, this case will be dismissed without prejudice and without  
22 further notice for failure to prosecute.  
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25 IT IS SO ORDERED.

26 Dated: May 23, 2014

/s/ Sandra M. Snyder  
UNITED STATES MAGISTRATE JUDGE

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