

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

ROBERT BANUELOS,

Plaintiff,

V.

DIANE MARTINEZ,

Defendant.

**15-cv-00010---GSA**

## ORDER GRANTING IFF

(Doc. 2)

---

Plaintiff Robert Banuelos ("Plaintiff") filed a complaint on January 5, 2015 and an application to proceed in forma pauperis on that same day. (Docs. 1 and 2). Plaintiff has made the required showing pursuant to 28 U.S.C. § 1915(a). Accordingly, the request to proceed in forma pauperis is **GRANTED**.

Plaintiff is advised that pursuant to 28 U.S.C. § 1915(e)(2), the Court conducts an initial review of all pro se complaints for legal sufficiency. The Court must dismiss a complaint or portion thereof if it determines that the action is legally “frivolous or malicious,” fails to state a claim upon which relief may be granted, or seeks monetary relief from a defendant who is immune from such relief. 28 U.S.C. § 1915(e)(2). If the Court determines that the complaint fails

1 to state a claim, leave to amend may be granted to the extent that the deficiencies in the complaint  
2 may be cured by amendment. Plaintiff is advised that the Court will screen his complaint in due  
3 course and will issue an order addressing the legal sufficiency of his claims. The Court's  
4 screening order will be served on Plaintiff by U.S. Mail.  
5

6 IT IS SO ORDERED.  
7

8 Dated: January 8, 2015

9  
10 /s/ Gary S. Austin  
11  
12 UNITED STATES MAGISTRATE JUDGE  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28