

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ALEJANDRO O. RODRIGUEZ,

Plaintiff,

v.

BANK OF AMERICA, N.A., et al.,

Defendants.

Case No. 1:15-cv-0749-LJO-SAB

ORDER DENYING APPLICATION TO
PROCEED IN FORMA PAUPERIS AND
REQUIRING PLAINTIFF TO FILE LONG
FORM APPLICATION

(ECF No. 2)

TWENTY DAY DEADLINE

Plaintiff Alejandro O. Rodriguez ("Plaintiff"), appearing pro se in this action, filed the complaint in this action on May 15, 2015. (ECF No. 1.) Plaintiff did not pay the filing fee in this action and instead filed an application to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. However, Plaintiff's application contains inconsistencies making it unclear to the Court if he is entitled to proceed without prepayment of fees. Plaintiff indicates that he has no income, but that he contributes \$1,100.00 to support other individuals in his home.

Accordingly, the Court will order Plaintiff to complete and file an Application to Proceed in District Court Without Prepaying Fees or Costs (Long Form) – AO 239. Plaintiff's application must clearly indicate the monies received from all members of his family that contribute to the household support. If Plaintiff is unwilling to complete and submit the long form application, Plaintiff must pay the filing fee in full.

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1 Based upon the foregoing, it is HEREBY ORDERED that:

- 2 1. Plaintiff's application to proceed in forma pauperis is DENIED without prejudice;
- 3 2. The Clerk of the Court is directed to forward an Application to Proceed in District
4 Court Without Prepaying Fees or Costs (Long Form) – AO 239 to Plaintiff;
- 5 3. Within **twenty (20) days** of the date of this order, Plaintiff shall either (1) pay the
6 \$400.00 filing fee for this action, or (2) complete and file the enclosed
7 Application to Proceed in District Court Without Prepaying Fees or Costs (Long
8 Form) – AO 239; and
- 9 4. If Plaintiff fails to comply with this order, this action shall be dismissed.

10 IT IS SO ORDERED.

11 Dated: **May 19, 2015**

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14 UNITED STATES MAGISTRATE JUDGE
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