

1 litigant is presented with a Hobson's choice between eschewing a potentially meritorious claim or
2 foregoing life's plain necessities." *Temple v. Ellerthorpe*, 586 F.Supp. 848, 850 (D.R.I. 1984).

3 Plaintiff attest that she is not employed and has not been employed for the past twelve months.
4 (Doc. 1 at 1.) However, Plaintiff has a retirement income of \$600 per month and began receiving
5 spousal support payments of \$1,500 per month in February 2015. (*Id.*) In addition, Plaintiff has
6 received food stamps in the amount of \$112 per month since February 2015. (*Id.*)

7 Plaintiff reports that her monthly expenses (including rent, food, gas, medication, personal
8 hygiene, insurance, and phone bill) total \$1,199 per month. (Doc. 5 at 3.) In addition, Plaintiff makes
9 payments on her credit card in the amount of \$400 per month. (*Id.*) Thus, Plaintiff's income exceeds
10 her expenses by more than \$600 per month.

11 **ORDER**

12 As noted above, Plaintiff has not demonstrated an inability to provide herself with life's
13 necessities while still paying her court costs. Thus, the Court **ORDERS**:

14 1. Within 21 days, Plaintiff SHALL show cause in writing why her motion to proceed in
15 forma pauperis should not be denied.

16 **Plaintiff is advised that her failure to respond timely to this order will result in a**
17 **recommendation that her motion to proceed in forma pauperis be denied.**

18
19 IT IS SO ORDERED.

20 Dated: June 16, 2015

21 /s/ Jennifer L. Thurston
22 UNITED STATES MAGISTRATE JUDGE