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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

GERARDO JARAMILLO,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY.

Defendant.

Case No. 1:17-cv-00064-SAB

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

(ECF No. 2)

TWENTY DAY DEADLINE

Plaintiff Gerardo Jaramillo (“Plaintiff”) filed a social security complaint on January 13, 2017. (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. (ECF No. 2.) However, Plaintiff’s application is insufficient for the Court to determine if he is entitled to proceed without prepayment of fees in this action.

The Court may authorize the commencement of an action without prepayment of fees for “a person who submits an affidavit that includes a statement of all assets such person . . . possesses [and] that the person is unable to pay such fees or give security thereof.” 28 U.S.C. § 1915(a).

Plaintiff indicates that his mother is dependent on him for support and he states that he contributes fully to her support. However, Plaintiff states that he does not have any cash, checking, or savings accounts, he has nothing of value, he is not currently employed, and the

1 only sources of money he has received in the past 12 months are food stamps and CalFresh. It is
2 unclear how Plaintiff fully supports his mother when he has no assets and has not received any
3 money from any sources in the past 12 months, except for food stamps and CalFresh.

4 Plaintiff must disclose any financial support he receives from others as part of his in
5 forma pauperis application. All assets and sources of money must be disclosed. An in forma
6 pauperis application must state sufficient information for the Court to determine the ability to
7 pay the costs of litigation.

8 Accordingly, the Court will order Plaintiff to complete and file an Application to Proceed
9 in District Court Without Prepaying Fees or Costs (Long Form) – AO 239. If Plaintiff is
10 unwilling to complete and submit the long form application, Plaintiff must pay the filing fee in
11 full.

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

- 13 1. The Clerk of the Court is directed to forward an Application to Proceed in District
14 Court Without Prepaying Fees or Costs (Long Form) – AO 239 to Plaintiff;
- 15 2. Within **twenty (20) days** of the date of this order, Plaintiff shall either (1) pay the
16 \$400.00 filing fee for this action, or (2) complete and file the enclosed
17 Application to Proceed in District Court Without Prepaying Fees or Costs (Long
18 Form) – AO 239; and
- 19 3. If Plaintiff fails to comply with this order, this action shall be dismissed.

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21 IT IS SO ORDERED.

22 Dated: January 17, 2017

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25 UNITED STATES MAGISTRATE JUDGE
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