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

TONYA D. ENGELBRECHT,  
  
                                Plaintiff,  
  
                                v.  
  
KELLY RIPA, *et al.*,  
  
                                Defendants.

Case No. 1:17-cv-01339-LJO-EPG  
  
**ORDER TO GRANTING APPLICATION  
TO PROCEED *IN FORMA PAUPERIS***  
  
(ECF No. 3, 4)

Plaintiff Tonya D. Engelbrecht is proceeding *pro se* in this action. (ECF No. 1.) On October 5, 2017, Plaintiff submitted an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. (ECF No. 2.) On October 17, 2017, the Court denied the application. (ECF No. 3.) The Court found that Plaintiff failed to demonstrate that she is unable to pay the \$400 filing fee as she stated that she receives social security disability income of \$1,400 per month and has \$12,000 in cash or savings. *Id.* The Court also found that Plaintiff failed to state the value of her home and motor vehicle. *Id.* The Court directed Plaintiff to either pay the filing fee or file an amended *in forma pauperis* application within fourteen days. *Id.*

On October 24, 2017, Plaintiff filed a response to the Court’s order. (ECF No. 4.) In her response, Plaintiff states that she experienced felony vandalism in 2013, theft of funds in excess of \$40,000, and is living with no heat, no hot water, limited electricity and no kitchen facility because she is without funds to repair damage caused to her home by a contractor in 2013.

Plaintiff has made the requisite showing under 28 U.S.C. § 1915(a). Accordingly, her

1 application to proceed *in forma pauperis* is GRANTED.

2 As to the status of the complaint, Plaintiff is advised that pursuant to 28 U.S.C. §  
3 1915(e)(2), the Court must conduct an initial review of every *pro se* complaint to determine  
4 whether it is legally sufficient under the applicable pleading standards. The Court must dismiss a  
5 complaint, or portion thereof, if the Court determines that the complaint is legally frivolous or  
6 malicious, fails to state a claim upon which relief may be granted, or seeks monetary relief from  
7 a defendant who is immune from such relief. 28 U.S.C. § 1915(e)(2). If the Court determines that  
8 the complaint fails to state a claim, leave to amend may be granted to the extent that the  
9 deficiencies in the complaint can be cured by amendment.

10 Plaintiff's complaint will be screened in due course and Plaintiff will be served with the  
11 resulting order.

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14 IT IS SO ORDERED.

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Dated: December 4, 2017

/s/ Eric P. Groj  
UNITED STATES MAGISTRATE JUDGE

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