

E-Filed 10/22/09

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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**

12 IN RE AMR MOHSEN,

13 Debtor.

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15 AMR MOHSEN,

16 Appellant,

17 v.

18 CAROL WU, Chapter 7,

19 Trustee.

Case No. C 09–MC-80247 JF

ORDER¹ GRANTING APPLICATION
TO PROCEED *IN FORMA PAUPERIS*

[Re: doc. no. 3]

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21 On August 10, 2009, Appellant Amr Mohsen (“Appellant”) filed a motion for leave to
22 proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915 with the United States Bankruptcy
23 Appellate Panel of the Ninth Circuit (“BAP”). The BAP subsequently transferred the motion to
24 this Court.

25 Under § 1915 , a district court may authorize the commencement of a civil action *in*
26 *forma pauperis* if the court is satisfied that the would-be plaintiff cannot pay the filing fees

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28 ¹ This disposition is not designated for publication in the official reports.

1 necessary to pursue the action. 28 U.S.C. § 1915(a)(1). The Court is satisfied that Appellant
2 cannot pay the filing fee and that the instant action is not frivolous or without merit.

3 Accordingly, Plaintiff's application to proceed *in forma pauperis* is GRANTED. The
4 Clerk shall issue summons, and that the U.S. Marshal for the Northern District of California shall
5 serve a copy of the complaint and this order upon Defendant.

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7 IT IS SO ORDERED.

8 DATED: 10/22/09

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11 JEREMY FOGEL
12 United States District Judge
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