

1 assets, showing that plaintiff is unable to pay the required filing fee. 28 U.S.C. § 1915(a). The
2 Court has broad discretion to deny a motion to proceed IFP in a civil action, however. *O’Loughlin*
3 *v. Doe*, 920 F.2d 614, 616 (9th Cir. 1990).

4 Here, Plaintiff does not indicate whether or where he is employed, but notes that his take-
5 home pay is \$1142.41. (IFP Mot. 1, ECF No. 2) He further indicates that he receives “pension of
6 \$642 and a settlement of \$500 a month.” (*Id.*) The Court notes that together the pension and
7 settlement funds amount to \$1142, approximately the same amount Plaintiff lists as his take-home
8 pay. As such, because Plaintiff has left question 2 regarding his employment blank, it is unclear
9 whether these funds—listed under “Other Income”—are in addition to the take-home pay listed, or
10 are the sources of the take-home pay.

11 Plaintiff also has \$600 in his bank account, and owns a five-year-old truck worth
12 approximately \$8000. (*Id.* at 2) He indicates, however, that he pays \$725.05 per month in truck
13 payments, and that the truck “will soon be in [his] bankruptcy case.” (*Id.*) He lists no other
14 dependants, debts, or financial obligations. (*See id.*)

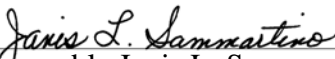
15 Based on the information provided, the Court is unable to determine whether leave to
16 proceed IFP should be granted. A plaintiff wishing to proceed IFP must demonstrate his poverty
17 with “some particularity, definiteness, and certainty,” which Plaintiff has not done here. *United*
18 *States v. McQuade*, 647 F.2d 938, 940 (9th Cir. 1981) (per curiam) (internal quotation marks
19 omitted). Plaintiff should have provided an accurate and detailed response to question 2 in the IFP
20 application, indicating when, whether, and where he is employed, and whether the take-home pay
21 listed is in addition to the pension and settlement funds, or is the total of those funds. The scant
22 information given in Plaintiff’s IFP application provides the Court with no reliable understanding
23 of Plaintiff’s financial position. Thus, the Court finds that Plaintiff’s declaration of inability to pay
24 costs or give security is insufficient to permit him to proceed IFP.

25 For these reasons, Plaintiff’s motion to proceed IFP is **DENIED** and the complaint is
26 **DISMISSED WITHOUT PREJUDICE**. Pursuant to this Order, however, Plaintiff is granted
27 sixty days from the date this Order is electronically docketed to pay the \$350 filing fee required to
28 maintain this action pursuant to 28 U.S.C. § 1914, or to submit an amended IFP application with

1 additional documentation regarding his economic status. If Plaintiff chooses to file additional
2 information regarding his poverty he **SHALL ATTACH** a copy of this Order to his amended IFP
3 application.

4 **IT IS SO ORDERED.**

5
6 DATED: April 2, 2012

7 
8 Honorable Janis L. Sammartino
9 United States District Judge
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28