IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 07-cv-00844-BNB
(The above civil action number must appear on all future papers sent to the court in this action. Failure to include this number may result in a delay in the consideration of your claims.)

BOB ALLEN CUSTARD,

Plaintiff,

v.

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO
MAY - 1 2007
GREGORY C. LANGHAM
CLERK

HARLEY G. LAPPIN,
HARRELL WATTS,
MICHAEL K. NALLEY,
K. REAR,
MARK COLLINS,
M. CRUZ,
J. SHARTLE,
UNITED STATES,
W. HAYGOOD,
R. WILEY,
M. MONTGOMERY,
MR. "DOLLY" MADISON,
BENJAMIN BRIESCHKE, and
CHRISTOPHER B. SYNSVOLL,

Defendants.

ORDER DIRECTING PLAINTIFF TO CURE DEFICIENCIES

Plaintiff Bob Allen Custard, a federal prisoner currently housed in the State of Colorado, originally filed a Complaint pursuant to ***Bivens v. Six Unknown Named Agents of Fed. Bureau of Narcotics***, 403 U.S. 388 (1971), in the United States District Court for the District of Columbia (District of Columbia). The District of Columbia determined that venue in the instant action properly lies in the United States

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District Court for the District of Colorado and entered an order that transferred the action to this Court.

As part of this Court's review pursuant to D.C.COLO.LCivR 8.2, this Court has determined that the submitted documents are deficient as described in this Order. Notwithstanding the deficiencies, the Clerk of the Court will be directed to commence a civil action. Plaintiff will be directed to cure the following if he wishes to pursue his claims. Any papers which Plaintiff files in response to this Order must include the civil action number on this Order.

28 U.S.C. § 1915 Motion and Affidavit:

(1) ___ is not submitted
(2) ___ is missing affidavit
(3) ___ is missing **certified** copy of prisoner's trust fund statement for the **6-month period immediately preceding this filing**
(4) ___ is missing required financial information
(5) ___ is missing an original signature by the prisoner
(6) X is not on proper form (must use the Court's current form)
(7) ___ names in caption do not match names in caption of complaint, petition or habeas application
(8) ___ An original and a copy have not been received by the Court. Only an original has been received.
(9) ___ other _____

Complaint, Petition or Application:

(10) ___ is not submitted
(11) X is not on proper form (must use the Court's current form)
(12) ___ is missing an original signature by the prisoner
(13) ___ is missing page nos. ___
(14) ___ uses et al. instead of listing all parties in caption
(15) ___ An original and a copy have not been received by the Court. Only an original has been received.
(16) ___ Sufficient copies to serve each defendant/respondent have not been received by the Court.
(17) ___ names in caption do not match names in text
(18) ___ other _____

Accordingly, it is

ORDERED that Plaintiff cure the deficiencies designated above **within thirty days from the date of this Order**. Any papers which Plaintiff files in response to this Order must include the civil action number on this Order. It is

FURTHER ORDERED that the Clerk of the Court mail to Plaintiff, together with a copy of this Order, two copies of the following forms: Prisoner's Motion and Affidavit for Leave to Proceed Pursuant to 28 U.S.C. § 1915; Prisoner Complaint. It is

FURTHER ORDERED that, if Plaintiff fails to cure the designated deficiencies **within thirty days from the date of this Order**, the action will be dismissed without further notice.

DATED at Denver, Colorado, this 30th day of April, 2007.

BY THE COURT:

Boyd N. Boland

BOYD N. BOLAND
United States Magistrate Judge

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

CERTIFICATE OF MAILING

Civil Action No. 07-cv-00844-BNB

Bob A. Custard
Reg. No. 02728-031
ADX - Florence
PO Box 8500
Florence, CO 81226

I hereby certify that I have mailed a copy of the **ORDER and two copies of the Prisoner's Motion and Affidavit for Leave to Proceed Pursuant to 28 U.S.C. §1915 and a Prisoner Complaint** to the above-named individuals on 5/1/07

GREGORY C. LANGHAM, CLERK

By: _____
Deputy Clerk