

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 13-cv-03324-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.)

CLYDE HARVEY,

Plaintiff,

v.

STATE OF COLORADO,
WELD COUNTY DISTRICT ATTORNEY, and
WELD COUNT SHERIFF,

Defendants.

ORDER DIRECTING PLAINTIFF TO CURE DEFICIENCIES

Plaintiff, Clyde Harvey, currently resides in Briggsdale, Colorado. Plaintiff has submitted a Complaint and a Motion and Affidavit for Leave to Proceed Pursuant to 28 U.S.C. § 1915. As part of the Court's review pursuant to D.C.COLO.LCivR 8.1, the Court has determined that the submitted documents are deficient as described in this Order. Plaintiff will be directed to cure the following if he wishes to pursue his claims. Any papers that Plaintiff files in response to this Order must include the civil action number on this Order.

Motion and Affidavit for Leave to Proceed Pursuant to 28 U.S.C. § 1915:

- (1) ___ is not submitted
- (2) ___ is not on proper form (must use the Court's current form)
- (3) X is missing original signature by Plaintiff and is not notarized (Signature page is not included)
- (4) ___ is missing affidavit
- (5) ___ affidavit is incomplete
- (6) ___ affidavit is not properly notarized
- (7) ___ names in caption do not match names in caption of complaint, petition or application

(8) other: form must be notarized or certified pursuant to 28 U.S.C. § 1746.

Complaint or Petition:

- (9) is not submitted
(10) is not on proper form (must use the court's current form)
(11) is missing an original signature by the Plaintiff
(12) is incomplete
(13) uses et al. instead of listing all parties in caption
(14) names in caption do not match names in text
(15) addresses must be provided for all defendants/respondents in Parties section of complaint form
(16) other:

Accordingly, it is

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

FURTHER ORDERED that Plaintiff shall obtain the Court-approved form used in filing a complaint and a 28 U.S.C. § 1915 motion and affidavit, along with the applicable instructions, at www.cod.uscourts.gov. 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. It is

FURTHER ORDERED that service of process is premature at this time. Any attempt by Plaintiff to effect service will be quashed.

DATED December 11, 2013, at Denver, Colorado.

BY THE COURT:

s/Boyd N. Boland _____
United States Magistrate Judge