

to be unemployed in the very near future, but that she currently makes \$2500.00 per month, though a large portion of that amount is allotted to business expenses. In addition, her personal¹ monthly household expenses total \$1390.00 per month. Although Appleton is not in bankruptcy, she does have significant debt and very little savings. The filing fee required for civil actions filed in this Court is \$350.00. In the opinion of the Court, Appleton has sufficient assets and/or income to pay a portion of this fee but not the entire amount. Accordingly, the Complaint may be filed without prepayment of the entire \$350.00 fee, but Appleton is required to pay \$75.00. The Court must now analyze whether Appleton's claims are frivolous, malicious or meritless.

Apparently, Appleton is a former government contractor. In her present lawsuit, she alleges she has been the victim of a conspiracy perpetuated primarily by Defendant Intergraph Corporation, her main business competitor, and facilitated by a network of courts,² politicians, federal agencies and media outlets. Therefore, she has filed an action pursuant to the Sherman Act and various state laws. Taking Appleton's allegations as truthful, which the Court is obliged to do at this stage in the litigation, the Court finds her claim is not frivolous, malicious or meritless and therefore need not be dismissed under § 1915(e)(2)(B).

III. CONCLUSION

Appleton's Motion to Proceed In Forma Pauperis (Doc. 2) is granted in part. The

¹ Appleton is the sole member of her household.

² According to Appleton, the United States District Court for the Middle District of Georgia, and its Judge Wilbur D. Owens, Jr., are members of this shadowy network.

Court hereby orders Appleton to pay a partial filing fee of \$75.00. Appleton shall have forty-five (45) days from the date of her receipt of this order to pay the required partial filing fee to the clerk of court or to explain why she is not able to do so. Failure to make the required partial payment or to provide satisfactory explanation shall result in the dismissal of this lawsuit. There shall be no service in this case until further order of the Court.

SO ORDERED, this the 15th day of May, 2007.

s/ Hugh Lawson

HUGH LAWSON, JUDGE

pdl