

United States District Court, Northern District of Illinois

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| Name of Assigned Judge or Magistrate Judge | Charles P. Kocoras | Sitting Judge if Other than Assigned Judge | |
| CASE NUMBER | 12 C 1985 | DATE | April 3, 2012 |
| CASE TITLE | Wiggins vs. City of Chgo et al | | |

DOCKET ENTRY TEXT

Plaintiff's motion (Doc [4]) to proceed in forma pauperis is denied. Plaintiff must pay the \$350 filing fee within thirty (30) days of the date of this Order to avoid the dismissal of his complaint. Plaintiff's motion (Doc [5]) for appointment of counsel is denied.

■ [For further details see text below.]

Docketing to mail notices.

ORDER


This case comes before the Court on the motions of Arthur Wiggins, Jr. ("Wiggins") to proceed *in forma pauperis*, without prepayment of fees, and for appointment of counsel.

A litigant may proceed *in forma pauperis* if he is unable to pay the costs of commencing the action. 28 U.S.C. § 1915(a). According to Wiggins' financial affidavit, he is currently self-employed and earns \$12,000 annually. In the past twelve months, Wiggins, or someone in his household, earned \$48,000 from an unidentified source and at least \$4,000 in quarterly college tuition refund payments. He owns a home valued at \$50,000, which is currently in foreclosure, and maintains less than \$200 in his bank accounts. Based on Wiggins' financial affidavit, he has not made a sufficient showing of indigence, and his motion to proceed *in forma pauperis* is denied. Wiggins must pay the \$350 filing fee within thirty (30) days of the date of this Order to avoid the dismissal of his complaint.

ORDER

Turning now to Wiggins' motion for appointment of counsel, a district court may, in its discretion, request that an attorney represent a party if the party is unable to afford counsel. 28 U.S.C. §1915(e)(1). As discussed above, Wiggins has not made a sufficient showing of indigence. Accordingly, his motion for appointment of counsel is denied.

Date: April 3, 2012

A handwritten signature in black ink, reading "Charles P. Kocoras". The signature is written in a cursive, flowing style. The first name "Charles" is written with a large, prominent "C". The middle initial "P." is smaller and follows the first name. The last name "Kocoras" is written with a large, prominent "K" and a long, sweeping "s" at the end.

CHARLES P. KOCORAS
U.S. District Judge