

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

BRENDAN WELCH,

Plaintiff,

vs.

PAUL DEAVER, Greeley County Sherriff;
CINDY BASSETT, Greeley County Attorney;
and KALE B. BURDICK,

Defendants.

4:24CV3101

MEMORANDUM AND ORDER

Plaintiff filed his Complaint in this matter on May 31, 2024, [Filing No. 1](#), while he was incarcerated. On June 7, 2024, Plaintiff filed a motion to proceed in forma pauperis. [Filing No. 3](#). Prior to the motion to proceed in forma pauperis being addressed Plaintiff filed a change of address on September 10, 2024, indicating that he is no longer incarcerated. See [Filing No. 11](#).

Since Plaintiff is no longer incarcerated, he must now file a new application for leave to proceed in forma pauperis if he wishes to continue pursuing this case in forma pauperis. Plaintiff may, in the alternative, pay the court's \$405.00 filing and administrative fees.

IT IS THEREFORE ORDERED that:

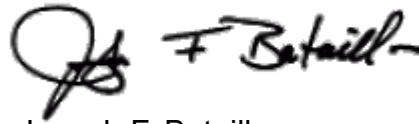
1. The pending motion to proceed in forma pauperis, [Filing No. 3](#), is denied. Plaintiff must either file a new request for leave to proceed in forma pauperis or pay the court's \$405.00 filing and administrative fees by **November 22, 2024**. Failure to take either action will result in dismissal of this matter without further notice to Plaintiff.

2. The Clerk of the Court is directed to send to Plaintiff the Form AO 240, "Application to Proceed Without Prepayment of Fees and Affidavit."

3. The Clerk of the Court is directed to set a pro se case management deadline with the following text: **November 22, 2024**: deadline for Plaintiff to file new IFP application or pay filing fee.

Dated this 23rd day of October, 2024.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J F Bataillon". The signature is written in a cursive, somewhat stylized font.

Joseph F. Bataillon
Senior United States District Court