

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

EDITH R. TAYLOR,)	
)	
Plaintiff,)	8:07CV127
)	
vs.)	ORDER
)	
WELLS FARGO BANK, et al.,)	
)	
Defendants.)	

This matter is before the court on the Affidavit and Application to Proceed in Forma Pauperis (IFP) (Filing No. 2) filed by the plaintiff, Edith R. Taylor. The form submitted by the plaintiff contains insufficient information for use in this court. More important, the document is not executed under penalty of perjury or notarized. Therefore, Filing No. 2 must be denied, and the plaintiff shall have twenty (20) days from the date of this Order to file a new Application to Proceed IFP. The correct form is attached.

IT IS ORDERED:

1. The plaintiff's unsworn Application to Proceed IFP (Filing No. 2) is denied.
2. The plaintiff may file a new Application to Proceed IFP using the attached form,¹ within twenty (20) days from the date of this Order.
3. In the absence of a timely and sufficient Application to Proceed IFP, the plaintiff's complaint and this action may be subject, without further notice, to dismissal without prejudice for lack of prosecution.

DATED this 11th day of April, 2007.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge

¹ To complete the form, handwriting, if legible, is acceptable.

UNITED STATES DISTRICT COURT

For the District of Nebraska

Edith R. Taylor
Plaintiff

APPLICATION TO PROCEED
WITHOUT PREPAYMENT OF
FEES AND AFFIDAVIT

V.

Wells Fargo Bank, et al.,
Defendant

CASE NUMBER: 8:07CV127

I, declare that I am the (check appropriate box)

petitioner/plaintiff/movant other

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 USC §1915 I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated? Yes No (If "No," go to Part 2)

If "Yes," state the place of your incarceration

Are you employed at the institution? Do you receive any payment from the institution?

Attach a ledger sheet from the institution(s) of your incarceration showing at least the past six months' transactions.

2. Are you currently employed? Yes No

a. If the answer is "Yes," state the amount of your take-home salary or wages and pay period and give the name and address of your employer.

b. If the answer is "No," state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer.

3. In the past 12 twelve months have you received any money from any of the following sources?

- a. Business, profession or other self-employment Yes No
b. Rent payments, interest or dividends Yes No
c. Pensions, annuities or life insurance payments Yes No
d. Disability or workers compensation payments Yes No
e. Gifts or inheritances Yes No
f. Any other sources Yes No

If the answer to any of the above is "Yes," describe, on the following page, each source of money and state the amount received and what you expect you will continue to receive.

4. Do you have **any** cash or checking or savings accounts? Yes No

If "Yes," state the total amount. _____

5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or any other thing of value? Yes No

If "Yes," describe the property and state its value.

6. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute to their support.

I declare under penalty of perjury that the above information is true and correct.

Date

Signature of Applicant

NOTICE TO PRISONER: A Prisoner seeking to proceed without prepayment of fees shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.