

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

**JAMES E: KYLES,**

**Plaintiff,**

**v.**

**DAVID E. HEINEMAN, et al.,**

**Defendants.**

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**CASE NO. 8:11CV260**

**MEMORANDUM  
AND ORDER**

Plaintiff filed a Motion for Leave to Proceed in Forma Pauperis. (Filing No. [2](#)). Upon review of Plaintiff's Motion, the court finds that Plaintiff is financially eligible to proceed in forma pauperis.

IT IS THEREFORE ORDERED that leave to proceed in forma pauperis is provisionally granted, and the Complaint shall be filed without payment of fees.

DATED this 17<sup>th</sup> day of August, 2011.

BY THE COURT:

s/Laurie Smith Camp  
United States District Judge