Tyler v. State of Nebraska Doc. 4

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

BILLY TYLER,)	8:15CV173
Petitioner,)	
v.)	MEMORANDUM
STATE OF NEBRASKA,)	AND ORDER
Respondent.)	

Petitioner filed a Petition for Writ of Habeas Corpus (Filing No. 1) and a Motion for Leave to Proceed in Forma Pauperis (Filing No. 2). Habeas corpus cases attacking the legality of a person's confinement require the payment of a \$5.00 filing fee. 28 U.S.C. § 1914(a). However, after considering Petitioner's financial status as shown in the records of this court, provisional leave to proceed in forma pauperis will be granted and Petitioner is relieved from paying the filing fee at this time. See 28 U.S.C. § 1915(a)(1).

IT IS THEREFORE ORDERED that: Petitioner's Motion for Leave to Proceed in Forma Pauperis (Filing No. 2) is granted. The next step in this case is for the court to conduct a preliminary review of the habeas corpus petition in accordance with Rule 4 of the Rules Governing Section 2254 cases. The court will conduct this review in its normal course of business.

DATED this 21st day of May, 2015.

BY THE COURT:

s/ Joseph F. Bataillon
Senior United States District Judge

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