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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Plaintiff,

vs.

Case No. 2:14-cv-01115-JAD-CWH

ORDER

Plaintiff,

ORDER

Defendant.

This matter is before the Court on Plaintiff's Second Application for Leave to Proceed *In Forma Pauperis* (#3), filed on July 8, 2014.

Pursuant to 28 U.S.C. § 1914(a), a filing fee of \$350.00 is required to commence a civil action in federal district court. The court may authorize the commencement of an action "without prepayment of fees and costs or security therefor, by a person who makes affidavit that he is unable to pay such costs or give security therefore." 28 U.S.C. § 1915(a).

Plaintiff failed to submit the affidavit required by § 1915(a) for a prisoner to show that he is unable to prepay fees and costs or give security for them. As the Court noted with Plaintiff's First Application to Proceed *In Forma Pauperis*, Plaintiff reports that he has annual income of \$100,000 from employment at the Nevada Test Site Area 51 along with \$1 trillion received every other month as an interest payment. Plaintiff submitted this affidavit under the penalty of perjury. However, he failed to include a Financial Certificate for his inmate account. Moreover, Plaintiff failed to include a complaint as previously order. (Order #2). Based on this inconsistent information, the Court finds that Plaintiff has not provided sufficient information to determine whether Plaintiff is eligible to proceed *in forma pauperis*. The Court will order the Clerk of the Court to send Plaintiff a blank prisoner form to complete.

Having concluded that Plaintiff is not entitled at this time to proceed in forma pauperis, the

Court need not screen the complaint under 28 U.S.C. § 1915(e)(2)(B), which requires the dismissal of the case at any time if the Court determines that it is frivolous or malicious or fails to state a claim upon which relief can be granted or seeks monetary relief against a defendant who is immune from such relief.

Based on the foregoing and good cause appearing therefore,

IT IS ORDERED that Plaintiff's Motion/Application to Proceed *In Forma Pauperis* (#3) is **denied without prejudice**.

IT IS FURTHER ORDERED that the Clerk of the Court shall send Plaintiff a copy of the blank Motion/Application to Proceed *In Forma Pauperis* form for a prisoner.

IT IS FURTHER ORDERED that Plaintiff shall have until September 4, 2014 to file a new, completed Application to Proceed *In Forma Pauperis* along with a complaint. In the alternative, Plaintiff may make the necessary arrangements to pay the filing fee, accompanied by a copy of this Order. Failure to comply with this Order will result in a recommendation to the District Judge that this action be dismissed.

Dated this 4th day of August, 2014.

C.W. Hoffman, Jr. V United States Magistrate Judge