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12UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

TRISTIAN SMITH,

Plaintiff,

v.

IRS,

Defendant.

Case No. 2:14-cv-1444-GMN-PAL

ORDER

(Mtn for Power of Atty – Dkt. #14)

13 This matter is before the court on Plaintiff Tristian Smith's Motion for "Power of
14 Attorney Add for Estate Smith Estate Tristian Smith (Formerly Monica Smith-Kennedy (Not an
15 Alias)) Commonwealth State ((of)) V.A. Sep. Case Amelia, Virginia, Suffix County" (Dkt. #14)
16 filed October 24, 2014.

17 Plaintiff is proceeding in this action pro se and requested permission to proceed in forma
18 pauperis. In an Order (Dkt. #11) entered October 23, 2014, the court denied Plaintiff's
19 Application (Dkt. #1) without prejudice because it was incomplete and allowed Plaintiff thirty
20 days to either file a completed application or pay the filing fee. If Plaintiff chooses to file a
21 completed application and qualifies to proceed in forma pauperis, the court will screen the
22 complaint pursuant to 28 U.S.C. § 1915. If Plaintiff chooses to pay the filing fee, the Clerk will
23 issue summons to allow Plaintiff to serve process on Defendant. The court cannot determine
24 what Smith is asking the court to do, but as he has not yet filed an application to proceed in
25 forma pauperis or paid the filing fee the Motion is premature.


26 Accordingly,

27 **IT IS ORDERED** that the Motion for "Power of Attorney Add for Estate Smith Estate
28 Tristian Smith (Formerly Monica Smith-Kennedy (Not an Alias)) Commonwealth State ((of))

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V.A. Sep. Case Amelia, Virginia, Suffix County” (Dkt. #14) is DENIED WITHOUT PREJUDICE.

Dated this 30th day of October, 2014.


PEGGY A. LEEN
UNITED STATES MAGISTRATE JUDGE