

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ANTOINE GORUM also known as RONALD)
CLARK,)
Plaintiff,)
v.)
CALDERWOOD,)
Defendant.)

2:15-cv-65-APG-GWF

ORDER

I. DISCUSSION

15 Plaintiff, who is a prisoner in the custody of the Nevada Department of Corrections
16 (“NDOC”), has submitted a civil rights complaint pursuant to 42 U.S.C. § 1983. (ECF No. 1-1).
17 Plaintiff has neither paid the full filing fee for this matter nor filed an application to proceed *in*
18 *forma pauperis*. Instead, Plaintiff has filed a letter with this Court stating that on three different
19 occasions he has sent for a financial certificate but has not received anything from prison
20 officials. (ECF No. 1 at 1). He requests that this Court issue an order directing the NDOC to
21 send him his financial certificate or to send the Court his financial certificate. (*Id.*).

22 Pursuant to 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, Plaintiff must complete an
23 application to proceed *in forma pauperis* and attach both an inmate account statement for the
24 past six months and a properly executed financial certificate. The Court will retain Plaintiff's
25 civil rights complaint (ECF No. 1-1), but will not file it until the matter of the payment of the
26 filing fee is resolved.

27 The Court directs Plaintiff to submit an application to proceed *in forma pauperis* and to
28 complete pages 1 through 3 of the application. If Plaintiff is unable to acquire a properly

1 executed financial certificate and an inmate account statement, Plaintiff shall file a statement
2 under the penalty of perjury detailing the dates of when he requested a financial certificate,
3 who he requested the financial certificate from, and any responses from prison officials.

4 **II. CONCLUSION**

5 For the foregoing reasons, IT IS ORDERED that the Clerk of the Court SHALL SEND
6 Plaintiff the approved form application to proceed *in forma pauperis* by a prisoner, as well as
7 the document entitled information and instructions for filing an *in forma pauperis* application.

8 IT IS FURTHER ORDERED that within **thirty (30) days** from the date of this order,
9 Plaintiff shall either: (1) file a fully complete application to proceed *in forma pauperis*, on the
10 correct form with complete financial attachments in compliance with 28 U.S.C. § 1915(a); (2)
11 file a partial application to proceed *in forma pauperis* as directed by this Court with an
12 accompanying penalty of perjury statement detailing Plaintiff's attempts to acquire a financial
13 certificate; or (3) pay the full \$400 fee for filing a civil action (which includes the \$350 filing fee
14 and the \$50 administrative fee).

15 IT IS FURTHER ORDERED that if Plaintiff does not timely comply with this order,
16 dismissal of this action may result.

17 IT IS FURTHER ORDERED that the Clerk of the Court shall retain the complaint (ECF
18 No. 1-1), but shall not file it at this time.

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20 DATED: This 14th day of January, 2015.

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22 United States Magistrate Judge
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