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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

EDDIE BELL,

Petitioner,

vs.

STATE OF NEVADA,

Respondent.

Case No. 2:16-cv-02554-APG-VCF

**ORDER**

The court dismissed this action without prejudice to commencement of a new action because petitioner did not pay the filing fee or file an application to proceed in forma pauperis. ECF No. 2. Instead of following instructions, petitioner filed in this action a petition for reopening case (ECF No. 4), an application to proceed in forma pauperis (ECF No. 5), and a motion for declaratory and injunctive relief (ECF No. 6). Petitioner argues that the failure to file an application to proceed in forma pauperis was inadvertent. Petitioner himself knows that he needs to file an application to commence an action; this court dismissed an earlier action of his for the same reason. Bell v. Nevada Bar Association, 2:06-cv-00975-KJD-LRL. Furthermore, the dismissal was without prejudice. Petitioner could have commenced, and still can commence, a new action with all the required documents.

IT IS THEREFORE ORDERED that petitioner's petition for reopening case (ECF No. 4) is **DENIED**.

IT IS FURTHER ORDERED that petitioner's application to proceed in forma pauperis (ECF No. 5) is **DENIED**.

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IT IS FURTHER ORDERED that petitioner's motion for declaratory and injunctive relief (ECF No. 6) is **DENIED**.

DATED: September 21, 2017,



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ANDREW P. GORDON  
United States District Judge