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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

TAWFIQ SAEED,

Petitioner,

vs.

ATTORNEY GENERAL OF THE UNITED
STATES, *et al.*,

Respondents.

Case No. 2:17-cv-00323-RFB-CWH

ORDER

This immigration habeas matter comes before the Court on petitioner's application (ECF No. 1) to proceed *in forma pauperis* and for initial review.

Petitioner has not properly commenced the action by submitting a pauper application with all required attachments. Under 28 U.S.C. § 1915(a)(2) and Local Rule LSR1-2, a petitioner must attach both a properly executed financial certificate and an inmate account statement for the past six months. Petitioner attached only a financial certificate. He must attach both financial documents.

It does not appear that a dismissal of the current improperly-commenced action without prejudice would cause substantial prejudice. Petitioner is challenging his detention by immigration authorities, and such an action is not subject to a limitation period. This improperly-commenced action therefore will be dismissed without prejudice.

IT THEREFORE IS ORDERED that the application (ECF No. 1) to proceed *in forma pauperis* is DENIED and that this action shall be DISMISSED without prejudice.

IT FURTHER IS ORDERED that a certificate of appealability is DENIED. Jurists of reason would not find the dismissal of this improperly-commenced action without prejudice to be debatable or wrong, for the reasons discussed herein.

1 The Clerk of Court shall send petitioner a copy of his papers in this action, along with copies
2 of the forms and instructions for an inmate pauper application and an AO-0242 form for a § 2241
3 petition.

4 The Clerk shall enter final judgment accordingly, dismissing this action without prejudice and
5 closing the case.

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7 DATED: March 13, 2018.

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RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

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