

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3  
4 Rafael Mendez-Soto,  
5 Petitioner  
6 v.  
7 Jo Gentry, et al.,  
8 Respondents

2:17-cv-02640-JAD-CWH

**Order Denying Application to Proceed *In*  
*Forma Pauperis***

[ECF No. 1]

9  
10 Pro se petitioner Rafael Mendez-Soto, an inmate at the Southern Desert Correctional  
11 Center, petitions for a writ of habeas corpus under 28 U.S.C. § 2254 and applies to proceed *in*  
12 *forma pauperis*.<sup>1</sup> After a complete review of Mendez-Soto's financial statements,<sup>2</sup> I find that he  
13 is capable of paying the \$5.00 filing fee.

14 Accordingly, IT IS HEREBY ORDERED that the application to proceed *in forma*  
15 *pauperis* [ECF No. 1] is **DENIED**. Mendez-Soto **has until March 8, 2018, to have the \$5.00**  
16 **filing fee sent to the Clerk of Court**. If Mendez-Soto does not comply with or otherwise  
17 respond to this court-ordered deadline, **this case will be DISMISSED without further prior**  
18 **notice**.

19 The **Clerk of Court** is directed to **SEND Mendez-Soto two copies of this order**.  
20 Mendez-Soto **MUST ATTACH one of the copies of this order to the check paying the filing**  
21 **fee**.

22 DATED: February 6, 2018.

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24   
25 U.S. District Judge Jennifer A. Dorsey

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27 <sup>1</sup> ECF Nos. 1, 1-1.

28 <sup>2</sup> ECF No. 1 at 8-12.